

## CHAPTER 106

An Act to Amend and Consolidate the Acts Relating to  
Saint Mary's University, Halifax, Nova Scotia

(Assented to the 13th day of April, A.D. 1962)

Be it enacted by the Governor and Assembly as follows:

**Short title**                    1 This Act may be cited as Saint Mary's University Act.

**Saint Mary's University continued as a body corporate**                    2 The Saint Mary's University, originally incorporated by Chapter 39 of The Acts of 1841, hereinafter referred to as the Corporation, is hereby continued as a body corporate, and shall continue to be and deemed to be taken as a University with all the necessary and usual powers and privileges exercised by universities, including the power of conferring degrees in Arts and all other faculties.

**Members**                    3 The members of the Corporation shall consist of the Archbishop of Halifax for the time being and his Consultors and their Successors in office who shall have the government, conduct, management and control of the Corporation and its property, affairs and business and shall have all the powers necessary or convenient to perform its duties and achieve the objects and purposes of the Corporation.

**Officers**                    4 The Officers of the Corporation shall be the President, Vice-President and Secretary. The President shall be the Roman Catholic Archbishop of Halifax for the time being; the Vice-President shall be the Vicar-General of the Roman Catholic Archdiocese of Halifax and the Secretary shall be elected from among the members of the Corporation.

*radical shift backwards to exclusive archbop. contra*

5 The Corporation shall have power to take by donation, purchase, deed, devise, bequest, lease, gift, grant or otherwise, real and personal property of any and every description, and to sell, lease, mortgage, hypothecate or invest the same.

Powers  
respecting  
property

6 The Corporation shall have power to borrow money for the purpose of the Corporation, and to secure the repayment of same by any form of debenture, bond, mortgage, hypothecation, promissory note or other security, and the said Corporation shall have power to make, execute, issue and endorse bills of exchange, cheques, promissory notes, hypothecation forms or such other instruments as may be found necessary or convenient.

Borrowing  
Power

7 The Corporation shall have power to enter into an agreement or agreements with any university, college, school or other institution of learning or with any other person, body or corporation, whether public or private, respecting co-operation in the exercise of any rights, powers, privileges or functions of a university.

Agreements  
respecting  
co-operation  
in exercising  
functions of a  
university

8 Without restricting the generality of the foregoing, the Corporation shall have power at any time and from time to time to make and issue debentures or bonds and to secure the repayment of same by deeds of trust and mortgage in such form and containing such terms and conditions, and payable in such way, at such time, and bearing such rate of interest as may be determined by the Corporation.

Power  
respecting  
bond issues

9 There shall be a Chancellor of the University who shall be the Roman Catholic Archbishop of Halifax, for the time being, and the Vice-Chancellor shall be the Vicar-General of the Roman Catholic Archdiocese of Halifax.

Chancellor

10 The Chancellor shall be the titular head of the University and shall confer all degrees. In the

Chancellor  
titular head of  
University

absence of the Chancellor, the Vice-Chancellor shall confer degrees and in the absence of both, the Corporation shall appoint one of its members to confer degrees.

Appointment  
of Board of  
Governors

11 The Corporation shall have the power to appoint a Board of Governors to advise the Corporation in all matters pertaining to business and finances of the University and all other matters in which the Corporation desires to seek advice

Membership  
of Board of  
Governors

12 The Board of Governors shall consist of not more than thirty persons and not less than twenty, six of whom shall be nominated by the Alumni Society of the University. The President and Vice-President of the University shall be ex-officio members of the Board.

13 The Chancellor shall be the Chairman of the Board and the Vice-Chancellor shall be the Vice-Chairman thereof.

Senate  
constituted  
first Board of  
Governors

14 The members of the present Senate of Saint Mary's University are hereby constituted the first Board of Governors of the University and shall hold office until their successors are appointed by the Corporation.

By-laws

15 Without limiting the general powers conferred upon or vested in the Corporation, the Corporation may make by-laws;

(a) for the management and conduct of the business of the Corporation;

(b) for the management and investment of funds entrusted to it, and the expenditure of the proceeds therefrom;

*revised  
1975  
Act*

(c) for the regulation of the Corporation's own meetings and procedure and order of business to be followed thereat;

(d) for the regulation of the appointment of members of the Board of Governors and prescribing the term of office of such members and the procedure and order of business of meetings of the Board;

(e) respecting all such other matters as may appertain to and be deemed expedient in the best interests of the University.

16 Nothing herein shall affect or invalidate the Agreement presently existing between the Roman Catholic Episcopal Corporation and the Jesuit Fathers of Upper Canada in respect to the operation of the University, but the said Agreement is to remain in full force and effect.

Agreement  
between  
Episcopal  
Corporation  
and Jesuit  
Fathers still in  
effect

17 Pursuant to the said Agreement the Jesuit Fathers of Upper Canada may use the name of the Corporation, Saint Mary's University, for the purpose of collecting, suing or recovering all debts and arrears now due or to become due by reason of the operation of the said University.

Idem

18 Chapter 141 of the Acts of 1952, An Act to Amend Chapter 140 of the Acts of 1918, An Act to Amend the Laws Respecting Saint Mary's College, Halifax; Chapter 126 of the Acts of 1949, Chapter 140 of the Acts of 1918, and such other portions of the existing laws relating solely to St. Mary's University as are inconsistent with this Act are repealed.

Repeal