
Fourth Session Second Parliament Republic of Trinidad
and Tobago



REPUBLIC OF TRINIDAD AND TOBAGO

Act No. 33 of 1985

[L.S.]

AN ACT for the incorporation of the Amar Foundation.

[Assented to 2nd December, 1985]

WHEREAS the Amar Foundation was inaugurated on the 5th day of September, 1983:

And whereas it is expedient that the Foundation be incorporated:

Enactment	ENACTED by the Parliament of Trinidad and Tobago as follows:—
Short title	1. This Act may be cited as the Amar Foundation (Incorporation) Act, 1985.
Incorporation	2. The Amar Foundation (hereinafter referred to as “the Foundation”) is hereby created a body corporate.
Aims and objects	3. The aims and objects of the Foundation are— (a) to promote, encourage and assist in the development of the less privileged persons and sectors of Trinidad and Tobago and to relieve poverty, suffering and distress among such persons and sectors; (b) to assist in the promotion and development of education, culture, arts, sport and religion; (c) to advance charitable and educational purposes of a public nature not falling under any of the preceding objects; (d) to provide or participate in the provision of facilities for sport, recreation and other leisure time occupation for the people in Trinidad and Tobago; (e) to print and publish such newspaper, periodicals, books or leaflets that the Foundation may think desirable for the promotion of its objects; (f) to subscribe to any local or other charities, and to grant donations for any public purpose; (g) to establish a pension fund for the servants of the Foundation, or otherwise to assist such servants, and their dependants; (h) to establish and support and to aid in the establishment and support of any other associations formed for all or any of the objects of this Foundation;

- (i) to do all such other lawful things as are incidental or conducive to the attainment of the above objects or any of them.

4. (1) Subject to subsections (2) and (3) the Foundation shall have power— Powers of the Foundation

- (a) to purchase, take on lease or in exchange, hire or otherwise acquire any real and personal estate which may be deemed necessary or convenient for any of the purposes of the Foundation;
- (b) to construct, maintain, and alter any houses, buildings, or works necessary or convenient for the purposes of the Foundation;
- (c) to obtain, collect or receive any gift of money or other property, whether from local or overseas donors and whether subject to any special trust or not, for any one or more of the objects of the Foundation;
- (d) to take such steps by personal or written appeals, public meetings, or otherwise, as may from time to time be deemed expedient for the purpose of procuring contributions to the funds of the Foundation in the form of donations, annual subscriptions, or otherwise;
- (e) to sell, manage, lease, mortgage, dispose of, or otherwise deal with all or any part of the property of the Foundation;
- (f) to borrow and raise money in such manner as the Foundation may think fit, to give guarantees for any purpose or object including the lending of money to, and the performance of any obligation or duty by, any third party on such security or without security and generally in such manner and on such terms and conditions as may seem expedient;

- (g) to invest the monies of the Foundation not immediately required for its purposes, in or upon such investment, securities or property as may be thought fit, subject nevertheless to such conditions (if any) and such consents (if any) as may for the time being be imposed or required by law and subject also as hereinafter provided;
- (h) to undertake and execute any trusts of any agency which may seem directly or indirectly conducive to any of the objects of the Foundation;
- (i) to associate with any companies, institutions, societies or associations having objects altogether or in part similar to those of this Foundation;
- (j) to amalgamate with any companies, institutions, societies or associations having objects altogether or in part similar to those of this Foundation;
- (k) to purchase or otherwise acquire and undertake all or any part of the property, assets, liabilities and engagements of any one or more of the companies, institutions, societies or associations with which this Foundation is authorised to amalgamate;
- (l) to transfer all or any part of the property, assets, liabilities and engagements of this Foundation to any one or more of the companies, institutions, societies or associations with which this Foundation is authorised to amalgamate.

(2) Where the Foundation shall take or hold any property which may be subject to any trusts, the Foundation shall only deal with or invest the same in such manner as allowed by law, having regard to such trusts.

(3) The Foundation shall not support with its funds any objects, or endeavour to impose on or

procure to be observed by its members or others, any regulation, restriction or condition which if an object of the Foundation would make it a trade union.

5. The income and property of the Foundation, shall be applied solely towards the promotion of the objects of the Foundation and no portion thereof shall be paid or transferred directly or indirectly by way of dividend, bonus or otherwise howsoever by way of profit, to the members of the Foundation.

Application of
income of
foundation

6. The affairs of the Foundation shall be managed by an Executive Committee whose election powers and procedures shall be as prescribed in the Constitution of the Foundation.

Committee to
manage affairs

7. All documents requiring the seal of the Foundation shall be sealed with its common seal in the presence of the President and the Secretary for the time being in office who shall both sign every such document and such signing shall be *prima facie* evidence that the said seal was duly affixed and that the same is the lawful seal of the Foundation.

Mode of
execution of
documents

8. (1) The Foundation shall at all times have a fixed address in Trinidad and Tobago for the service of documents on the Foundation and this address and any change thereof shall be registered with the Registrar General within twenty-eight days of incorporation or the change of address as the case may be.
- (2) Every document to be served on the Foundation may be served by leaving it at, or by sending it by registered post to, the registered address of the Foundation.
- (3) Failure to register the address and any change thereof is a summary offence and renders the Foundation liable to a fine of one hundred and twenty dollars and to a further fine of ten dollars for each day during which the offence continues after conviction therefor.

Service of
documents

9. The Foundation may make rules for the proper conduct of its proceedings and the discharge of its functions and may vary or revoke such rules.

Power to
make rules

Saving of
state or
other rights

10. Nothing in this Act shall affect or be deemed to affect the rights of the State, or of any bodies politic or corporate or of any persons, except such as are mentioned or referred to in this Act and those claiming by, through, from or under them.

Passed in the House of Representatives this 28th day of June, 1985.

R. L. GRIFFITH
Acting Clerk of the House

Passed in the Senate this 17th day of September, 1985.

M. CARRINGTON
Acting Clerk of the Senate