
1st Session First Parliament Trinidad and Tobago
12 Elizabeth II



TRINIDAD AND TOBAGO

Act No. 7 of 1963

[L.S.]

AN ACT to repeal the St. Mary's College Trustees Ordinance, Cap. 308 of 1925 and to replace it by a new Act.

[Assented to 8th March, 1963]

WHEREAS St. Mary's College of the Immaculate Conception (hereinafter called "the College") was founded in Trinidad by the Fathers of the Congregation of the Holy Ghost (hereinafter called "the Congregation") in the year 1863: Preamble

And whereas the Congregation is administered in the Territory of Trinidad and Tobago by a Superior and an Advisory Council:

And whereas by the St. Mary's College Trustees Ordinance Cap. 308 of 1925 (hereinafter called "the Ordinance") the Rev. James Duggan, the Rev. James Mac-Donnell and the Rev. John O'Donoghue, all Members of the Congregation and Trustees of the College and their successors-in-office, were created a body corporate by the name of The Incorporated Trustees of St. Mary's College:

And whereas the Congregation has established, and intends to establish, other educational and/or religious institutions in the said Territory:

And whereas it is apprehended that the name of the said body corporate has become inappropriate and will cause confusion:

And whereas it is expedient that the Ordinance should be repealed and that the Rev. John Edward Byrne, the Rev. Leonard Joseph Graf, the Rev. Pedro Valdez and the Rev. Cristobal Valdez, all Members of the Congregation and of the said Advisory Council, should be incorporated and should have power to hold land and other property for the Congregation:

Enactment	BE IT ENACTED by the Queen's Most Excellent Majesty by and with the advice and consent of the Senate and House of Representatives of Trinidad and Tobago, and by the authority of the same, as follows:—
Short title	1. This Act may be cited as the Holy Ghost Fathers Incorporation Act.
Incorporation Mode of execution of documents	2. The Rev. John Edward Byrne, the Rev. Leonard Joseph Graf, the Rev. Pedro Valdez and the Rev. Cristobal Valdez and their successors-in-office as Members of the Congregation and of its Advisory Council as aforesaid shall be and are hereby created a body corporate by the name of "The Incorporated Trustees of the Holy Ghost Fathers" (hereinafter called "the Incorporated Trustees") and by that name shall have perpetual succession, and shall and may sue and be sued in all Courts of Justice in the Territory, and shall have and use a Common Seal, which may

from time to time be changed. Such seal shall be used only in the presence of at least two of the Members, and shall not be changed except by Resolution of the Advisory Council at a meeting held for the purpose, such resolution to be published in the *Royal Gazette* as soon after such meeting as possible.

3. All property real and personal of what nature soever ^{Vesting property} now vested in the body corporate created by the Ordinance No. 308 of 1925 shall be and the same is hereby vested in the Incorporated Trustees.

4. The Incorporated Trustees shall, subject to the rules, ^{Powers of corporation} regulations and control of the Advisory Council, have full power from time to time:

- (a) to acquire by purchase, exchange, demise, gift, bequest or otherwise real and personal property or any estate or interest therein and also any money, securities for money, goods or chattels whatsoever;
- (b) by deed under their seal to sell, demise, grant, convey, exchange, surrender or otherwise dispose of any property vested or which may hereafter be vested in them;
- (c) to borrow money and for the repayment of the same by deed under their seal to give and execute mortgages, charges, pledges or other securities of their real and personal property or to make any such arrangements as they may consider expedient with such covenants, powers and provisions as they may think proper.

5. Nothing in this Act shall affect or be deemed to affect ^{Saving of Crown and other rights} the rights of Her Majesty or of any bodies politic or corporate or of any other persons, except such as are mentioned or referred to in this Act and those claiming by, through, from, or under them.

Repeal of
Cap. 308 of 1925

6. The St. Mary's College Trustees Ordinance No. 308 of 1925 is hereby repealed.

Passed in the House of Representatives this 16th day of November, 1962.

J. E. CARTER

Acting Clerk, House of Representatives

Passed in the Senate this 19th day of February, 1963.

J. E. CARTER

Acting Clerk of the Senate