

Bill Pr18

(Chapter Pr5
Statutes of Ontario, 1986)

An Act respecting the Ontario Bible College and Ontario Theological Seminary

Miss Stephenson

<i>1st Reading</i>	June 3rd, 1986
<i>2nd Reading</i>	June 18th, 1986
<i>3rd Reading</i>	June 18th, 1986
<i>Royal Assent</i>	June 20th, 1986

Bill Pr18

1986

**An Act respecting the
Ontario Bible College and
Ontario Theological Seminary**

Whereas Ontario Bible College and Ontario Theological Seminary hereby applies for special legislation to amend the *Ontario Bible College and Ontario Theological Seminary Act, 1982* to acquire additional degree granting powers; and whereas it is expedient to grant the application;

Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Section 5 of the *Ontario Bible College and Ontario Theological Seminary Act, 1982*, being chapter 79, is repealed and the following substituted therefor:

5.—(1) There shall be a Cabinet of the College, to be known as the President's Cabinet, composed of,

Cabinet

- (a) the President of the College;
- (b) the Dean of Ontario Bible College;
- (c) the Dean of any academic unit;
- (d) the administrative assistants to the President of the College; and
- (e) such other persons as may be appointed by the Board.

(2) The Cabinet and the faculty, acting together, shall have the following powers and duties:

Powers and
duties of
Cabinet and
faculty

- 1. To make recommendations to the Board to establish and terminate programs and courses of study.

2. To determine the curricula of all programs and courses of study, standards of admission to the College and continued registration therein, and the qualifications for graduation.
3. To conduct examinations, appoint examiners and decide all matters related to examinations and the appointment of examiners.
4. To award fellowships, scholarships, bursaries, medals, prizes and other marks of academic achievement.
5. To grant the degrees of Bachelor of Theology, Bachelor of Religious Education, Bachelor of Sacred Music, Bachelor of Biblical Studies, Bachelor of Religious Studies, Master of Theology, Master of Religious Education, Master of Theological Studies, Master of Divinity, Doctor of Ministry, Doctor of Theology, Doctor of Missiology and the honourary degree of Doctor of Divinity.
6. To appoint committees and delegate thereto power and authority to act for them with respect to any matter or class of matters set out in paragraphs 1 to 5, provided that where such power and authority to act are delegated to a committee, a majority of the members of the committee shall be members of the Cabinet, the faculty or a combination thereof.
7. To do all things necessary for carrying out the powers and duties as set out in paragraphs 1 to 6.

Commence-
ment

2. This Act comes into force on the day it receives Royal Assent.

Short title

3. The short title of this Act is the *Ontario Bible College and Ontario Theological Seminary Act, 1986*.

BILL Pr45

**An Act respecting Ontario Bible
College and Ontario Theological Seminary**

1st Reading

November 8th, 1982

2nd Reading

December 7th, 1982

3rd Reading

December 7th, 1982

MR. WILLIAMS

BILL Pr45

**2ND SESSION, 32ND LEGISLATURE, ONTARIO
31 ELIZABETH II, 1982**

**An Act respecting Ontario Bible College and
Ontario Theological Seminary**

Tyndale

MR. WILLIAMS

**TORONTO
PRINTED BY ALAN GORDON, QUEEN'S PRINTER FOR ONTARIO**

repealed

BILL Pr45

1982

**An Act respecting Ontario Bible College and
Ontario Theological Seminary**

WHEREAS Ontario Bible College hereby represents that it Preamble
or its predecessors have been in existence since 1894; that the predecessors of Ontario Bible College are Toronto Bible College and The London Bible Institute; that the said Toronto Bible College was founded in 1894 in Toronto and incorporated by declaration of incorporation, dated the 14th day of January, 1898, under the name "The Toronto Bible Training School"; that its name was changed by order-in-council, dated the 10th day of December, 1912, to "The Toronto Bible College"; that it was reincorporated by letters patent dated the 20th day of January, 1916, as "Toronto Bible College" with the purpose "to train men and women for Christian work at home and abroad in the knowledge and practical use of the English Bible on an inter-denominational basis"; that its objects were extended by supplementary letters patent, dated the 17th day of November, 1955 "to award degrees on compliance with prescribed standards and completion of prescribed courses of study ..."; that its provisions relating to membership were varied by supplementary letters patent dated the 12th day of August, 1960; that The London Bible Institute was incorporated by letters patent dated the 9th day of December, 1938; that its name was changed by supplementary letters patent dated the 7th day of July, 1950 to "The London Bible Institute and Theological Seminary" and its objects were extended "to grant the following degrees, namely Bachelor of Theology, Bachelor of Religious Education, Bachelor of Divinity, Doctor of Divinity and otherwise generally such advanced degrees in the field of religious study as may be appropriate ..."; that its name was changed by supplementary letters patent dated the 2nd day of March, 1962 to "London College of Bible and Missions"; that its name was changed to "Ontario Bible College" by supplementary letters patent dated the 27th day of September, 1968; that Toronto Bible College and Ontario Bible College amalgamated by letters patent of amalgamation dated the 1st day of May, 1971 to form one corporation under the name "Ontario Bible College" with the continuing rights "to grant the following degrees, namely Bachelor of

Theology, Bachelor of Religious Education, Doctor of Divinity and other appropriate degrees in the field of religious study"; and whereas the applicant hereby applies for special legislation providing for the continuance of its organization, government and administration, to exercise suitable powers, rights and privileges; and whereas it is expedient to grant the application;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Interpre-
tation

1.—(1) In this Act,

- (a) "academic unit" means a college, faculty, school, institute, seminary, department or other academic division of the College so designated by the Board;
- (b) "Alumni Association" means the association of individuals who have received degrees, diplomas or certificates from the College and who are no longer registered as students;
- (c) "Board" means the Board of Governors of the College;
- (d) "Cabinet" means the President's Cabinet of the College;
- (e) "Charter Corporation" means Ontario Bible College as it existed immediately prior to the coming into force of this Act;
- (f) "College" means Ontario Bible College and Ontario Theological Seminary;
- (g) "faculty" means all persons employed by the College who hold the academic rank of professor, associate professor, assistant professor, lecturer or instructor;
- (h) "student" means a person who is registered as such in a program or course of study at the College that leads to a degree, diploma or certificate of the College;
- (i) "year" means the membership year of the Board as established by the Board.

Application of
R.S.O. 1980,
c. 95

(2) The *Corporations Act* applies to the College, except to the extent that it is inconsistent with this Act.

Charter
Corporation
reincorporated

2.—(1) The members of the College from time to time are hereby constituted a body corporate with perpetual succession

and a common seal under the name of "Ontario Bible College and Ontario Theological Seminary".

(2) The property, rights, privileges and powers of the Charter Corporation are hereby continued and vested in the College and the liabilities of the Charter Corporation together with the benefits and burdens of all contracts and covenants of the Charter Corporation are hereby continued in and assumed by the College.

Rights and
liabilities
continued

(3) Subject to this Act, all by-laws, orders, regulations, resolutions and appointments of the Charter Corporation shall continue as by-laws, orders, regulations, resolutions and appointments of the College until amended, repealed or revoked.

By-laws, etc.,
continued

(4) The Charter Corporation is dissolved on the day this Act comes into force.

Charter
Corporation
dissolved

8.—(1) The objects of the College are,

Objects

- (a) to train men and women for Christian service at home and abroad in the knowledge and practical use of the Bible on an interdenominational basis; and
- (b) to develop Christian character and maturity through sound Biblical and theological instruction, and through the practice of a devotional life, both personal and corporate, through Christian service opportunities and through a thorough understanding of man and contemporary issues in our society from a Christian perspective.

(2) The College shall be carried on without the purpose of gain for its members and all profits or other accretions to the College shall be used in promoting its objects.

Non-profit
corporation

4.—(1) The affairs of the College shall be managed by the Board of Governors, each of whom, at the time of his election or within ten days thereafter and throughout his term of office, shall be a member of the College.

Board of
Governors

(2) The Board shall consist of twenty-five persons until it is reduced or increased in size in accordance with subsection (11).

Composition

(3) The president of the Alumni Association shall be an *ex officio* member of the Board.

Ex officio
membership

(4) Until the Board is reconstituted in accordance with subsection (5), the members of the Board shall be the persons named in the Schedule hereto.

First
members

Election
and term
of office

(5) Subject to subsections (3), (9) and (10), the Governors shall be elected by the members of the College at the annual meeting of the members and shall hold office for a period of three years.

Staggered
terms

(6) The Board may by by-law provide for the election and retirement of Governors in rotation.

Re-election.
maximum
term of
office

(7) Subject to section 8, a retiring Governor is eligible for re-election, if otherwise qualified, except that no member of the Board shall serve for more than three consecutive terms, but on the expiration of one year after having served the third of three consecutive terms, such person shall again be eligible for membership on the Board.

Idem

(8) The limit of three consecutive terms referred to in subsection (7) does not include service on the Board prior to the day this Act comes into force, service on the Board as the President of the College or the president of the Alumni Association, or service on the Board for the balance of an unexpired term for a person who becomes a member of the Board under subsection (9).

Vacancies

(9) Where a quorum of Governors remains in office, any vacancy occurring in the Board may be filled for the remainder of the term of the person whose membership is vacant by the Governors then in office from among the qualified members of the College but, where the vacancy is not filled by the Board, the vacancy shall be filled at the next annual meeting of the members of the College at which the Governors for the ensuing term are elected, and the person so elected shall serve for the remainder of the term of the person whose membership is vacant.

Idem

(10) If, as a result of a vacancy occurring in the Board, there is no longer a quorum of the Board, the remaining members of the Board shall forthwith call a meeting of the members of the College to fill all vacancies on the Board.

Variation

(11) Notwithstanding subsection (2), the Board may by by-law reduce or increase the size of the Board but the Board shall not be reduced to less than twenty-one Governors and such by-law shall not become effective until such time as it has been confirmed by the members of the College.

Quorum

(12) Unless the by-laws otherwise provide, a majority of the Board constitutes a quorum for the transaction of business, but in no case shall a quorum be less than two-fifths of the Board.

Majority
vote

(13) Questions arising at any meeting of the Board shall be decided by a majority of votes.

Deciding
vote

(14) In case of an equality of votes, the chairman of the Board, in addition to his original vote, shall have a second and deciding vote.

(15) Subject to subsection (16), no person shall be elected a ^{Citizenship} member of the Board unless he is a Canadian citizen.

(16) Subsection (15) does not apply to a person who was a ^{Idem} member of the Board of the Charter Corporation on the day before this Act comes into force.

(17) The government, conduct, management and control of ^{Powers} the College and of its property, revenues, expenditures, business and affairs are vested in the Board and the Board has all powers necessary or convenient to perform its duties and achieve the objects and purposes of the College including, without limiting the generality of the foregoing, the power,

- (a) to enact by-laws for the conduct of its affairs;
- (b) to establish and terminate programs and courses of study after consideration of the recommendations, if any, of the Cabinet and the faculty;
- (c) to appoint, promote, suspend and remove the administrative officers of the College and the members of the administrative staff;
- (d) to appoint and promote members of the faculty and academic officers;
- (e) to grant tenure and leave to and to suspend and remove the academic officers and members of the faculty;
- (f) to establish, change and terminate academic units within the College and determine the powers and duties of any such unit;
- (g) to appoint committees and delegate thereto power and authority to act for the Board with respect to any matter or class of matters, provided that where power and authority to act for the Board are delegated to a committee, a majority of the members of the committee shall be members of the Board;
- (h) to federate or affiliate the College with any other institution of higher learning;
- (i) to establish and collect fees and charges for tuition and for services of any kind offered by the College and collect fees and charges on behalf of any entity, organization or element of the College;

- (j) to borrow money for the purposes of the College and give security therefor on such terms and in such amounts as it may deem advisable;
- (k) to invest all money that comes into the College that is not required to be expended, for any purpose to which it lawfully may be applied, subject always to any express limitations or restrictions on investment powers imposed by the terms of same, in such manner as it considers proper and, except where a trust instrument otherwise directs, to combine trust moneys belonging to various trusts in its care into a common trust fund;
- (l) to acquire, accept, solicit or receive, by purchase, lease, deed, contract, donation, legacy, gift, grant, bequest, devise or otherwise, any kind of real or personal property and to enter into and carry out agreements, contracts and undertakings incidental thereto and to hold any such property and for the purpose of drawing a revenue therefrom, and to sell, lease, mortgage, dispose of and convey the same or any part thereof or interest therein as the Board may consider advisable;
- (m) to hold, manage, sell or convert any of the real or personal property from time to time owned by the College and to invest and reinvest any principal in such manner as may from time to time be determined;
- (n) to acquire, accept, solicit or receive any gift of real or personal property, either as an annual or other contribution or as an addition to the fund or funds of the College;
- (o) to enact by-laws to regulate the admission of individuals of Christian character who are in full accord with and subscribe to the doctrinal statement of the College as set out in the by-laws and who are in agreement with the aims and objectives of the College as members and to establish classes of members and the qualifications of and the conditions of such classes of membership;
- (p) to appoint a member or members of the Board, or any other person or persons, to execute on behalf of the Board,
 - (i) documents and other instruments in writing generally, or
 - (ii) specific documents and other instruments in writing,

and to affix the corporate seal of the College thereto;
and

(g) to establish from time to time the membership year of the Board.

(18) Subject to subsections (19) and (20), a meeting of the Board shall be open to the public and prior notice of the meeting shall be given to the members of the Board and to the public in such manner as the Board, by by-law, shall determine, and no person shall be excluded from a meeting except for improper conduct as determined by the Board. ^{Meeting open to the public}

(19) Where matters confidential to the College are to be considered, the part of the meeting concerning such matters may be held *in camera*. ^{Meetings in camera}

(20) Where a matter of a personal nature concerning an individual may be considered at a meeting, the part of the meeting concerning such individual shall be held *in camera* unless there is a mutual agreement to the contrary by the Board and the individual. ^{Idem}

5.—(1) There shall be a Cabinet of the College, to be known as the President's Cabinet, composed of, ^{Cabinet}

- (a) the President of the College;
- (b) the Dean of Ontario Bible College;
- (c) the Dean of any academic unit;
- (d) the administrative assistants to the President of the College; and
- (e) such other persons as may be appointed by the Board.

(2) The Cabinet and the faculty, acting together, shall have the following powers and duties: ^{Powers and duties of Cabinet and faculty}

1. To make recommendations to the Board to establish and terminate programs and courses of study.
2. To determine the curricula of all programs and courses of study, standards of admission to the College and continued registration therein, and the qualifications for graduation.
3. To conduct examinations, appoint examiners and decide all matters related to examinations and the appointment of examiners.

4. To award fellowships, scholarships, bursaries, medals, prizes and other marks of academic achievement.
5. To grant the degrees of Bachelor of Theology, Bachelor of Religious Education, Bachelor of Sacred Music, Master of Theology, Master of Religious Education, Master of Theological Studies, Master of Divinity, Doctor of Ministry, Doctor of Theology and the honorary degree of Doctor of Divinity.
6. To appoint committees and delegate thereto power and authority to act for them with respect to any matter or class of matters set out in paragraphs 1 to 5, provided that where such power and authority to act are delegated to a committee, a majority of the members of the committee shall be members of the Cabinet, the faculty or a combination thereof.
7. To do all things necessary for carrying out the powers and duties as set out in paragraphs 1 to 6.

By-laws open
for public
inspection

6.—(1) The by-laws of the College shall be open to examination by the public during normal business hours.

Publication
of by-laws

(2) The College shall publish its by-laws from time to time in such manner as it considers proper.

Members of
the College

7.—(1) Membership of the College will be comprised of the members of the Charter Corporation and such other individuals as are from time to time admitted as members by the Board, but at no time shall the membership number be less than that of the Board.

Admission
of members

(2) Notwithstanding subsection 4 (13), members of the College shall be admitted by a two-thirds vote of the Board at a meeting duly called to consider their election or at a regular meeting of the Board.

Annual
meeting

(3) Members of the College shall meet annually for the purpose of receiving the audited financial reports and other reports, to elect Governors, to appoint one or more public accountants licensed under the *Public Accountancy Act* to audit the accounts and transactions of the College at least annually, and for the general transaction of any business which might arise.

R.S.O. 1980,
c. 405

Special or
general
meetings

(4) The Board may call special or general meetings of the members of the College at any time.

Quorum

(5) Unless the by-laws otherwise provide, a majority of the members of the College constitutes a quorum for the transaction

of business, but in no case shall a quorum be less than two-fifths of the members.

(6) Subject to the provisions of this or any other Act and the by-laws of the College, questions arising at any meeting of the members of the College shall be decided by a majority of the votes. Voting

(7) Each member in good standing shall be entitled to one vote on each question arising at any special or general meeting of the members. Idem

(8) In case of an equality of votes, the President of the College, in addition to his original vote, shall have a second and deciding vote. Deciding vote

(9) Notice of the time and place of every special or general meeting shall be given to each member of the College by sending notice by prepaid post or telegraph ten days before the time fixed for the holding of such meeting. Notice

(10) Any meeting of the members of the College may be adjourned to any time and from time to time and such business may be transacted at such adjourned meeting as might have been transacted at the original meeting from which such adjournment took place and no notice shall be required of any such adjourned meeting. Adjourned meetings

8.—(1) There shall be a President, a secretary and a treasurer, or in lieu of a secretary and a treasurer, a secretary-treasurer of the College, a chairman, and a vice-chairman of the Board, and such other officers as the Board may determine from time to time. Officers

(2) The President of the College, the chairman and vice-chairman of the Board shall be elected by the Board from among the Governors appointed or elected under section 4 at the first meeting of the Board after the annual meeting of the College but, in default of such elections, the then incumbents being members of the Board shall hold office until their successors are elected. Election of President, chairman and vice-chairman

(3) The secretary and treasurer or secretary-treasurer of the College and any other officers that may be appointed by the Board need not be members of the Board or of the College. Appointment of officers

(4) The chairman of the Board shall preside at meetings of the Board and, in his absence, the vice-chairman shall preside at such meetings or, in their absence, the President. Chairman to preside at meetings of the Board

Short title

14. The short title of this Act is the *Ontario Bible College
and Ontario Theological Seminary Act, 1982*

SCHEDULE

FIRST GOVERNORS

Dr. Victor Adrian
Mr. Hugh James Anderson
Mr. David George Cleveland Andrus
Dr. Steward Lorne Boehmer
Mr. Harold Nelson Botsford
Mr. William Thomas David Cross
Mr. Alexander David Fisher
Mr. Douglas Vivian Gonder
Dr. Gerald Baden Griffiths
Mr. Howard Eldon Hunt
Mr. Gordon Henry Johnson
Mr. John Isaac Love
Dr. William David Edison Matthews
Mr. John Alexander McCleery
Mr. Robert McClintock
Mr. Lorne Percy Millar
Mr. Geoffrey Lloyd Moore
Rev. Howard Dorman Quinton
Mr. James Thornton Rawson
Mr. Derrick Kenneth Schwartzel
Mr. Allen Norman Scott
Mr. Leonard Claude Simmonds
Miss Patricia Ann Slade
Mr. Roy Gordon Tredgett
Mr. Wilfred Joseph Wright