

LOUIS ESPITALIER-NOËL FOUNDATION ACT

Act 36 of 1974 – 12 July 1974

ARRANGEMENT OF SECTIONS

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LOUIS ESPITALIER-NOËL FOUNDATION ACT

1. Short title

This Act may be cited as the Louis Espitalier-Noël Foundation Act.

2. Interpretation

In this Act—

“Board” means the Board referred to in section 5;

“Foundation” means the Louis Espitalier-Noël Foundation established under section 3;

“member” includes an office holder.

3. Establishment of Foundation

There is established for the purposes of this Act the Louis Espitalier-Noël Foundation which shall be a body corporate.

4. Objects of Foundation

The objects of the Foundation shall be to—

- (a) alleviate suffering among cancer victims;
- (b) improve in every way possible the moral and physical welfare of mentally handicapped children.

5. The Board

(1) The Foundation shall be managed by a Board constituted in accordance with regulations made under this Act.

(2) —

(3) No member of the Board shall receive any fee or remuneration for his services.

(4) The Board shall be convened by the Chairperson at such time and place—

- (a) as he thinks fit;
- (b) as may be requested by 3 members.

(5) The quorum of the Board shall be 4.

6. Legal proceedings

Service of process by or on the Foundation shall be sufficient if made on behalf of or on the Secretary.

7. Execution of documents

No document shall be executed by or on behalf of the Foundation unless it is signed by the Chairperson and by the Secretary or Treasurer.

8. Donations and legacies

Article 910 of the Code Civil Mauricien shall not apply to the Foundation.

9. Exemptions

Notwithstanding any other enactment—

- (a) the Foundation shall be exempt from payment of every duty, rate, charge, fee or tax;
- (b) no stamp duty or registration fee shall be payable in respect of any document under which the Foundation is the sole beneficiary.

10. Publication of accounts

The Board shall, on or before 1 September in every year, publish in the *Gazette* an audited statement of its accounts in respect of the 12 months ending on 30 June in that year.

11. Dissolution of Foundation

(1) The Foundation may be dissolved by the unanimous decision of the Board.

(2) In the event of the dissolution of the Foundation, all assets remaining after winding up shall be transferred to or used for a charitable cause designated by the Board.

12. Regulations

The Board may make regulations for the management of the affairs of the Foundation, for regulating the procedure at meetings of the Board, for the election of members, and generally for the purposes of this Act.