

**NUNKEESOR SADDUL FOUNDATION ACT**

Act 24 of 1983 – 24 September 1983

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**NUNKEESOR SADDUL FOUNDATION ACT**

**1. Short title**

This Act may be cited as the Nunkeesor Saddul Foundation Act.

**2. Interpretation**

In this Act—

“Board” means the Board of Trustees referred to in section 3;

“Foundation” means the Nunkeesor Saddul Foundation established under section 3;

“will” means the last holographic will and testament of the late Nunkeesor Saddul drawn up by him on 27 August 1971, registered in Reg B120 No 2691 and deposited among the minutes of Mr Notary Pierre Avrillon.

**3. Establishment of Foundation**

(1) There is established for the purposes of this Act the Nunkeesor Saddul Foundation.

(2) The Foundation shall be managed by a Board of Trustees.

(3) The Board of Trustees shall be a body corporate.

**4. Object of Foundation**

The object of the Foundation shall be to manage the properties left by the late Nunkeesor Saddul in accordance with the will and to give effect to the provisions contained in that will.

## **5. Board of Trustees**

(1) —

(2) The members of the Board shall elect from among themselves a Chairperson, a Vice-Chairperson, a Secretary, an Assistant Secretary, a Treasurer and an Assistant Treasurer.

(3) The mode of election of office bearers, their term of office and the procedure of meetings of the Board shall be in accordance with the will.

(4) The Board shall, in the month of January of each year, give public notice of its office bearers.

(5) The properties referred to in the will shall be deemed to have vested in the Board in accordance with that will.

(6) Any act, duty or thing performed by the Board since the vesting referred to in subsection (5) shall be deemed to have been validly performed.

## **6. Execution of documents**

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

## **7. Donations and legacies**

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

## **8. Exemptions**

Notwithstanding any other enactment, the Foundation shall be exempt from the payment of any duty, rate, fee, charge or tax.

## **9. Regulations**

(1) Subject to subsection (2), the Board may make such regulations as it thinks fit for the purposes of this Act.

(2) Regulations made under subsection (1) shall be in furtherance of, and not in derogation from, the provisions contained in the will.

(3) Notwithstanding the Interpretation and General Clauses Act, regulations made under subsection (1) shall not be—

- (a) approved by the Minister;
- (b) laid before the Assembly; or
- (c) published in the *Gazette*.

## **10. Saving**

Nothing in this Act shall be construed as modifying the will in relation to the bequest made in favour of Mrs Nunkessor Saddul.

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