

AMÉDÉE MAINGARD DE LA VILLE-ES-OFFRANS FOUNDATION ACT

Act 8 of 1992 – 16 May 1992

ARRANGEMENT OF SECTIONS

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AMÉDÉE MAINGARD DE LA VILLE-ES-OFFRANS FOUNDATION ACT

1. Short title

This Act may be cited as the Amédée Maingard de la Ville-es-Offrans Foundation Act.

2. Interpretation

In this Act—

“Air Mauritius” means Air Mauritius Company Limited;

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

“Foundation” means the Amédée Maingard de la Ville-es-Offrans Foundation established under section 3;

“member” means a member of the Board and includes the Chairperson.

3. Establishment of Foundation

(1) There is established for the purposes of this Act the Amédée Maingard de la Ville-es-Offrans Foundation.

(2) The Foundation shall be a body corporate.

4. Object of Foundation

The object of the Foundation shall be to provide to citizens of Mauritius selected by the Board financial grants towards the costs of studies in air transport or tourism as approved by the Board.

5. The Board

(1) The Foundation shall be managed by a Board which shall consist of—

(a) the Secretary to Cabinet and Head of the Civil Service;

- (b) the Permanent Secretary of the Ministry responsible for the subject of tourism;
- (c) 4 members appointed by Air Mauritius from among its Directors or Managers;
- (d) a representative of the family of the late Amédée Maingard de la Ville-es-Offrans.

(2) The Board shall elect from among its members—

- (a) a Chairperson and a Vice-Chairperson who shall be members appointed by Air Mauritius; and
- (b) a Secretary and a Treasurer.

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

(4) The Board shall—

- (a) hold its meetings at such time and place as the Chairperson shall approve; and
- (b) be convened by the Secretary as often as may be required or upon a request addressed to the Chairperson by any 5 members.

(5) Five members shall constitute a quorum.

6. Donations and legacies

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

7. Exemption

(a) The Foundation shall be exempt from payment of any 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.

8. Accounts of Foundation

(1) The financial year of the Foundation shall end on 30 June.

(2) The Board shall on or about 31 October in every year prepare a statement of accounts and balance sheet of the finances of the Foundation.

(3) The statement of accounts and balance sheet shall be annually audited by a firm of qualified auditors which shall be appointed by the Board.

9. Investment of funds

The Foundation shall invest its funds in such manner as the Board may deem fit.

10. Execution of documents

(1) Every deed, act or document relating to the Foundation shall be signed by the Chairperson or the Vice-Chairperson.

(2) All cheques and other negotiable instruments shall be signed or endorsed by both the Chairperson or the Vice-Chairperson and the Treasurer or the Secretary.

11. Dissolution of Foundation

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

(2) Where the Foundation is dissolved, all assets remaining after winding up shall be transferred to such charitable institution or be used for such charitable purpose as may be decided by the Board.

12. Rules

(1) The Board may make such rules as it thinks fit for the purpose of this Act.

(2) Notwithstanding the Interpretation and General Clauses Act, rules made under subsection (1) shall not be required to be—

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