

ABILL

ENTITLED

AN ACT to Amend the Baptist Mid-Missions in Jamaica (Incorporated) Act so as to change the name of the Act; and for connected matters.

WHEREAS the Baptist Mid-Missions in Jamaica (hereinafter called “the Church”) was incorporated on the 9th day of March, 1964 as a corporate body with perpetual succession for the purpose of teaching and spreading the Gospel as taught by the Baptist Mid-Missions in the United States of America.

AND WHEREAS the Baptist Mid-Missions in Jamaica was given the power to acquire and hold property in its name and to give, grant or dispose of property so held in its name, to third parties.

AND WHEREAS in furtherance of its purpose the Baptist Mid-Missions in Jamaica acquired property situate in the Parish of Westmoreland and thereon established the Fairview Baptist Bible College with a view to further facilitate the teaching and spreading of the Gospel in Jamaica.

AND WHEREAS the Fairview Baptist Bible College has spawned the growth of divers persons associated together under the name the Fairview Baptist Ministries in Jamaica.

AND WHEREAS the Baptist Mid-Missions in Jamaica has agreed to be associated with the divers persons aforementioned associated under the name the Fairview Baptist Ministries in Jamaica and has further agreed to transfer ownership of all its properties, including the Fairview Baptist Bible College, to the Fairview Baptist Ministries in Jamaica and to transfer all the rights and privileges given to the Baptist Mid-Missions in Jamaica by the Baptist Mid-Missions (Incorporated), Act, 1964 to the Fairview Baptist Ministries in Jamaica and has agreed to change its name to the Fairview Baptist Ministries in Jamaica, accordingly.

[]

NOW, THEREFORE, 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 Jamaica, and by the authority of the same, as follows:—

Short title
and
construction.

1. This Act may be cited as the Baptist Mid-Missions in Jamaica (Incorporated) (Change of Name) Act, 2011, and shall be read and construed as one with the Baptist Mid-Missions in Jamaica (Incorporated) Act (hereinafter referred to as the principal Act) and all amendments thereto.

Amendment
of title of
principal Act.

2. The principal Act is amended in the title by deleting the words “Baptist Mid-Missions” and substituting therefor the words “Fairview Baptist Ministries”.

3. The principal Act is amended in the preamble by:—

Amendment
of Preamble
of principal
Act.

- (a) deleting the words “Whereas the persons hereinafter named and other persons inhabitants of” and substituting therefor the words “Whereas persons in”;
- (b) deleting the word “Society” and substituting therefor the words “Baptist Mid-Missions in Jamaica”.

4. Section 2 of the principal Act is repealed and the following substituted therefor—

Repeal and
replacement
of section 2
of the
principal Act.

“^{Interpretation.} 2. In this Act, unless the context otherwise requires—

“Church” means—

- (a) the “Baptist Mid-Missions” in Jamaica”;
and
- (b) the persons for the time being associated in Jamaica under the name of “Fairview Baptist Ministries in Jamaica”;

“Corporation” means the body in incorporated by this Act.”.

5. Section 3 of the principal Act is repealed and the following substituted therefor—

Repeal and
replacement
of section 3
of the
principal Act.

“<sup>Incorporation
of Church.</sup> 3.—(1) The following persons, that is to say H. Joseph Falconer, Chairman; Sandra Prince, Vice-Chairman; Horace Gyles, Treasurer; Paulette Goslin, Secretary and their Successors for the time being in the respective offices are hereby declared, constituted and appointed a Corporation and body corporate to have continuance forever and perpetual succession by the name the “Fairview Baptist Ministries in Jamaica” and possessed of a corporate seal and by that name may sue and be sued in all Courts of this Island.

(2) No act or proceeding of the Corporation shall be invalidated by reason of any vacancy in the body or in any of the offices referred to in subsection (1) or by any defect in the appointment of any such person to any such office.

(3) The seal of the Corporation shall be of such design and pattern as the Corporation may from time to time determine.

(4) Upon the recording in the Island Records Office or the lodging in the Office of Titles of a certificate under the seal of the Corporation of the appointment of any person to any office in subsection (1), the persons named in such certificate shall be deemed to be the holders of the offices named therein, until the recording or lodging of a certificate of the appointment or another person to such office.

(5) In the case of any other church or congregation desiring to unite with the Corporation and to adopt its tenets, doctrines and forms of worship and to submit to its jurisdiction, the Corporation may accept the transfer of the property of such other church or congregation, to be held subject to the trusts affecting the property vested in the Corporation, and such transfer shall be made by the Trustee of such property under the resolution of such other church or congregation directing such transfer, duly passed at a duly constituted meeting of such church or congregation by the like majorities and in like manner as would authorize a sale of the same lands, or otherwise duly passed in accordance with the rules or practices of such church or congregation.”.

6. Section 5 of the principal Act is amended—

Amendment
of section 5
of principal
Act.

- (a) in subsection (1) by deleting the word “Society” wherever it appears and substituting therefor, in each case, the word “Church”; and
- (b) in subsection (2) by deleting—
 - (i) the words “island of Jamaica” and substituting therefor, the word “Island”; and
 - (ii) the word “Society” wherever it appears and substituting therefor, in each case, the word “Church”.

7. Section 6 of the principal Act is amended by inserting next after subsection (d) the following as subsection (e)—

Amendment
of section 6
of principal
Act.

- “(e) to make such rules and by-laws as the Corporation thinks fit in order to carry out the purposes of this Act.”

8. Nothing in the Act shall prejudice or affect the rights of Her Majesty the Queen, Her Heirs and Successors, or of any body politic or corporate and all others, except such as are mentioned in this Act and those claiming under them.

Saving.

MEMORANDUM OF OBJECTS AND REASONS

The Baptist Mid-Missions in Jamaica was incorporated in 1964 for the purpose of teaching and spreading the Gospel of Jesus Christ. In keeping with this purpose, the Baptist Mid-Missions established the Fairview Baptist Bible College as a premier theological training institution. Since its establishment, the graduates of the College, along with others, have been associated under the name the Fairview Baptist Ministries and under this name have been fulfilling the purpose of the Baptist Mid-Missions to spread the Gospel of Jesus Christ. For this reason, the Baptist Mid-Missions has agreed to transfer ownership and control of the Fairview Baptist Bible College to the Fairview Baptist Ministries and to further associate itself with the Fairview Baptist Ministries by changing its name to the Fairview Baptist Ministries in Jamaica. This Bill therefore seeks to give effect to this decision and to incorporate the Fairview Baptist Ministries in Jamaica as a body corporate with perpetual succession.

A BILL

ENTITLED

AN ACT to Amend the Baptist Mid-Missions in
Jamaica (Incorporated) Act so as to
change the name of the Act; and for
connected matters.
