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c 164 The Victoria Hospital-War Memorial Children's Hospital, London, Act, 1974

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CHAPTER 164

An Act respecting
Victoria Hospital Corporation and
The War Memorial Children’s Hospital
of Western Ontario

Assented to April 26th, 1974

WHEREAS Victoria Hospital Corporation and The War Memorial Children’s Hospital of Western Ontario hereby represent that the Advisory Council of War Memorial Children’s Hospital, London, is an unincorporated association lacking legal status, being the successor to the efforts of The Women’s Committee which efforts resulted in the erection of War Memorial Children’s Hospital, in London, Ontario, hereinafter referred to as “War Memorial Children’s Hospital”, as a War Memorial, which said hospital is under the management and control of Victoria Hospital Corporation; that the efforts of the Advisory Council have resulted in the donation of moneys entrusted or endowed for the use and benefit of War Memorial Children’s Hospital and in possession or expectancy of Victoria Hospital Corporation; that War Memorial Children’s Hospital of Western Ontario is the successor to the work of the Advisory Council of War Memorial Children’s Hospital, being incorporated under the provisions of The Corporations Act, being chapter 71 of the Revised Statutes of Ontario, 1960, by letters patent dated the 5th day of February, 1971, without share capital whose objects include the providing and maintaining of facilities for research in all the various branches of medicine, and the raising, collecting and accepting of donations, gifts and legacies, for its objects; that it is expedient that the said trust and endowment moneys should be transferred into the control and management of The War Memorial Children’s Hospital of Western Ontario for the benefit of War Memorial Children’s Hospital; and whereas the applicants hereby apply for special legislation for such purposes; 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:
1. In this Act,

(a) "The War Memorial Children's Hospital of Western Ontario" means a corporation created without share capital under the name, The War Memorial Children's Hospital of Western Ontario, by charter issued under The Corporations Act on the 5th day of February, 1971;

(b) "Victoria Hospital Corporation" means a corporation created without share capital under the name Victoria Hospital Corporation by charter issued under The Corporations Act on the 19th day of January, 1973;

(c) "War Memorial Children's Hospital Endowment Fund" means the Fund created by The Corporation of the City of London under the authority of section 4 of The City of London Act, 1934 and subsequently assigned and transferred under the authority of section 2 of The City of London Act, 1972 to Victoria Hospital Corporation;

(d) "War Memorial Children's Hospital Improvement Fund" means a Fund by that name under the management and control of Victoria Hospital Corporation as it existed on the 31st day of December, 1973, comprising the principal sum of $636,196.43.

2. All trust and endowment funds of every nature and kind held by Victoria Hospital Corporation for the benefit of War Memorial Children's Hospital which are now vested in and are under the control of Victoria Hospital Corporation, including War Memorial Children's Hospital Endowment Fund but not including War Memorial Children's Hospital Improvement Fund, are hereby vested in and belong to The War Memorial Children's Hospital of Western Ontario, to be used and administered in accordance with the purposes defined by the deed, will or other instruments creating such trust or endowment.

3. All gifts, trusts, bequests, devises and grants of real or personal property or of the income or proceeds thereof, heretofore or hereafter expressed by any person, body politic or corporation by deed, will or other instrument in writing to be made, given or conveyed or intended to be made, given or conveyed to War Memorial Children's Hospital shall, in so far as the same shall not have been vested in possession or been carried into effect at the date of the coming into force of this Act, in the absence of any expressed intention to the contrary set out in such deed, will or other instrument.
in writing be construed as though the same had been expressed to be made to The War Memorial Children’s Hospital of Western Ontario and the executor, trustee or other person or corporation charged with the duty of carrying into effect or administering such deed, will or other instrument in writing shall pay over or transfer all such moneys and property to The War Memorial Children’s Hospital of Western Ontario as and when the same becomes or may become payable, and the receipt of The War Memorial Children’s Hospital of Western Ontario shall be a sufficient discharge therefor.

4. The War Memorial Children’s Hospital of Western Ontario shall have the power to invest moneys not immediately required for its objects in investments authorized under The Trustee Act for the investment of trust funds. R.S.O. 1970, c. 410.

5. Subsection 1 of section 4 of The City of London Act, R.S.O. 1973 (No. 2), being chapter 195, is amended by striking out “or War Memorial Children’s Hospital” in the sixth and seventh lines.

6. Sections 5 and 6, and section 7 as re-enacted by the Statutes of Ontario, 1948, chapter 114, section 3, of The City of London Act, 1934, are repealed.

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

8. This Act may be cited as The Victoria Hospital-War Memorial Children’s Hospital, London, Act, 1974.