

# Constitution of the OZCF

## Preamble

Ontario Zoroastrian Community Foundation is founded on the principles of the Zoroastrian Faith with the purpose of preserving the rich Zoroastrian Heritage for the present and future generations by serving, Humanity in general, and the religious and social needs of the Zoroastrians in Ontario, in particular. The conduct of the Foundation activities will be in a spirit of mutual respect, co-operation and unity amongst fellow mankind.

The objects for which this Organization is incorporated are:

### 1. Religious Organizations

- (a) To preach and advance the teachings of the Zoroastrian faith and the religious tenets, doctrines, observances and culture associated with that faith.
- (b) To establish, maintain and support a house of worship with services conducted in accordance with the tenets and doctrines of the Zoroastrian faith.

### 2. Religious Schools

- (a) To establish and maintain a religious school of instruction for children, youths and adults.
- (b) To establish and maintain a religious day school.

### 3. Foundations

To receive and maintain a fund or funds and to apply all or part of the principal and income there from, from time to time, to charitable organizations that are also registered charities under the *Income Tax Act* (Canada).

### 4. Relief of Poverty

To relieve poverty by providing food and other basic supplies to persons of low income, by establishing, operating and maintaining shelters for the homeless, and by providing counselling and other similar programs to relieve poverty.

**The Special Provisions are:**

- A. The corporation shall be carried on without the purpose of gain for its members and any profits or other accretions to the corporation shall be used in promoting its objects.
- B. The corporation shall be subject to the *Charities Accounting Act* and the *Charitable Gifts Act*.
- C. The directors shall serve as such without remuneration and no director shall directly or indirectly receive any profit from their positions as such, provided that directors may be paid reasonable expenses incurred by them in the performance of their duties.
- D. The Borrowing power of the corporation pursuant to any by-law passed and confirmed in accordance with section 59 of the *Corporations Act* shall be limited to borrowing money for current operating expenses, provided that the borrowing power of the corporation shall not be so limited if it borrows on the security of real or personal property.
- E. It is made to appear to the satisfaction of the Minister, upon report of the Public Guardian and Trustee, that the corporation has failed to comply with any of the provisions of the *Charities Accounting Act* or the *Charitable Gifts Act*, the Minister may authorize an inquiry for the purpose of determining whether or not there is sufficient cause for the Lieutenant Governor to make an order under subsection 317 (1) of the *Corporations Act* to cancel the letters patent of the corporation and declare them to be dissolved.
- F. Upon the dissolution of the corporation and after payment of all debts and liabilities, its remaining property shall be distributed or disposed of to charities registered under the *Income Tax Act* (Canada), in Canada.
- G. To invest the funds of the corporation in such manner as determined by the directors, and in making such investments the directors shall not be subject to the *Trustee Act*, but provided that such investments are reasonable, prudent and sagacious under the circumstances and do not constitute, either directly or indirectly a conflict of interest.
- H. For the above objects, and as incidental and ancillary thereto, to exercise any of the powers prescribed by the *Corporations Act*, or by any other statutes or laws from time to time applicable, except where such power is limited by these letters patent or the statute or common law relating to charities.