

A BILL

ENTITLED

AN ACT for the Incorporation of the Power of Faith Ministries International and the vesting of property in the Body so incorporated.

WHEREAS on the 23rd day of April, 1983 at Tent revival in the Waterford Community of Portmore in the Parish of Saint Catherine, certain Ministers of the Gospel did agree to act in the society for propagating the gospel:

AND WHEREAS on the 17th September, 1986 an organization which came to be known as the Power of Faith Ministries International was formed in order that the laymen of the churches in fellowship with the Power of Faith Ministries International should more effectively participate in the work of the Churches:

AND WHEREAS it is expedient and desirable that a corporate body be created with perpetual succession in which may be vested all real and personal property already held and hereinafter to be acquired, and with power to hold, deal with, mortgage and disposed of all real property and personal property in Jamaica, for the purpose of the Power of Faith Ministries International and shall have such powers as are conferred by this Act.

[]

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.

1. This Act may be cited as the Power of Faith Ministries International (Incorporation and Vesting) Act, 2013.

Interpretation.

2. In this Act except where the context otherwise requires—

“Church” means the persons for the time being associated under the name Power of Faith Ministries International;

“Corporation” means the body incorporated under this Act.

Incorporation
of the Power
of Faith
Ministries
International.

3.—(1) The following person, that is to say:—

Delford Donald Davis, President
Petrona Davis, Secretary,
Sonia Elaine Palmer, Treasurer

and their successors for the time being in the respective offices of President, Secretary and Treasurer and one other member of the Church as may from time to time be elected for the time being by the Church, shall be and are hereby declared, constituted and appointed as a body corporate to have continuance forever and perpetual succession by the name “Power of Faith Ministries International” possessing a corporate seal and by that name may sue and be sued in all courts of Jamaica.

(2) No act or proceeding of the Corporation shall be invalidated by reason of any vacancy of the Body or in any of the offices mentioned 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 and publish in the *Gazette*.

(4) Upon the recording in the Island Record Office of a certificate under seal of the Corporation of the appointment of any person to any office mentioned in subsection (1) the persons named in such certificate shall be deemed to be the holder of the office named therein until the recording or lodging of a certificate of appointment of another person to such Office. Appointment
of officers.

(5) In all matters or things within the province of discretion or subject to the decision, control, or management of the Corporation, the determination of a majority of the members thereof in case unanimity cannot be obtained, shall be deemed and taken to be the determination of the said Corporation provided such majority includes the person for the time being holding the office of or acting as President of the Power of Faith Ministries International.

(6) Every deed or document purported to be executed by the Corporation shall be valid if sealed with the Corporation Seal and signed by not less than three members of the Corporation among whom shall be the President and Secretary of the Power of Faith Ministries International.

4.—(1) All lands and hereditaments and all the goods, chattels and personal property which are now the legal or equitable property of the Church are now held in trust for the purpose of the Church or are now held or possessed on behalf of the Church by officials, officers, members of the Church or any of them hereby— Vesting of
Property.

- (a) transferred to and vested in the Corporation, its successors and assigns and are subject to all trusts, mortgages, charges, rights, reservations or circumstances (if any) affecting same or any part thereof; and

(b) set out and described in the Schedule.

(2) All property real and personal bequeathed by Will or otherwise given to the Church shall be held by, and is hereby vested in and shall be deemed to be the property of the Corporation.

(3) In case there shall be any real or personal property held on trust such property shall be deemed to be vested in the Corporation as from the coming into effect of this Act upon the same trusts as those referred in subsection (1) as provided that no such vesting shall take place until—

- (a) the Corporation shall have obtained written legal advice to the effect that the said property is held on similar trust as aforesaid; and
- (b) the majority of members of the church or congregation affected shall by resolution signify their consent thereto.

(4) 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 church to be held subject to the trusts affecting the property under the resolution of such church or congregation by the like majorities and the 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.

Powers of the Corporation.

5. The Corporation shall have the following powers:—

- (a) to acquire, hold, purchase, receive, lease, possess and enjoy any lands or hereditament whatsoever in the simple, for leasehold or for any other estate or interest therein and all other property real, personal, or mixed;
- (b) to give, grant, let, charge, improve, develop, exchange, lease, mortgage, sell, convey, assign, dispose of, turn to account, or otherwise deal with all or any of the property both present and future so held or vested or any part thereof;

- (c) to borrow or raise or secure the payment of money in such manner as may be thought fit, and in particular by issues of debenture or script charged upon all or any of the property (both present and future) held by or vested in the Corporation and to redeem and pay off such securities;
- (d) to appoint an Attorney or Attorneys of the Corporation either generally or for a limited period and for such purposes and with such powers as may be stated in the Power of Attorney and to revoke any such appointment; and
- (e) to make such rules and by-laws as they shall think fit in order to carry out the purpose of this Act.

6. Nothing in this Act shall prejudice or affect the rights of Her Majesty the Queen, Her Heirs and Successors the Government of Jamaica or of any body, politic or corporate or of any other person except such as are mentioned in this Act and those claiming by, from, through or under them. Saving.

SCHEDULE

(Section 4)

Name of property	Parish	Quantity of land Ft. or Sq. M	Proprietor	Purpose of use	Vol./Folio	Date of title
Lot 13 Portmore Town Centre	Saint Catherine	35,426 Sq. Ft. or 3291.19 Sq. M	Power of Faith Ministries International	Place of worship and skill training	1203/192	22nd January, 1988
Lot 14 Portmore Town Centre	Saint Catherine	4202,7460 Sq. M	Power of Faith Ministries International	Place of worship and skill training	1301/409	1st March, 2000
Lot 20A Portmore Town Centre	Saint Catherine	469 Sq. M	Power of Faith Ministries International	Place of worship and skill training	1301/406	21st April, 1998
Lot 20B Portmore Town Centre	Saint Catherine	337 Sq. M	Power of Faith Ministries International	Place of worship and skill training	1301/407	2nd May, 2002
Lot 10C Portmore Town Centre	Saint Catherine	1,854 Sq. M	Power of Faith Ministries International	Place of worship and skill training	1301/399	2nd November, 2004
Lot 10B Portmore Town Centre	Saint Catherine	1,239 Sq. M	Power of Faith Ministries International	Place of worship and skill training	1301/399	2nd November, 2004
Lot 12 Portmore Town Centre	Saint Catherine	5,010 Sq. M	Power of Faith Ministries International	Place of worship and skill training	1301/405	26th August, 2010

Name of property	Parish	Quantity of land	Proprietor	Purpose of use	Vol./Folio	Date of Title
Lot 20R Portmore Town Centre	Saint Catherine	1,559 Sq. M	Power of Faith Ministries International	Place of worship and skill training	1301/420	26th August, 2010
Lot 47A Grove Road Kingston 10	Saint Andrew	5,304 Sq. M	Power of Faith Ministries International	Place of worship	378-35	2nd December, 1986
Lot 49 Grove Road Kingston 10	Saint Andrew	5,559 Sq. M Fl. or 516 Sq. M	Power of Faith Ministries International	Place of worship	73/94	26th May, 2009
Lot 3 Bennett Street Goshen	Saint Elizabeth	Not known	Power of Faith Ministries International	Place of worship	1093/735	25th September, 1996
Lot at Bybrook, Bog Walk	Saint Catherine	2,696 Sq. M	Power of Faith Ministries International	Place of worship	1400/734	25th July, 2006
Lot 65 Cookson Pen	Saint Catherine	2,699.94	Power of Faith Ministries International	Place of worship	1294/742	4th June, 2009
Lot 188, West Cumberland, Greater Portmore	Saint Catherine	167 Sq. M	Power of Faith Ministries International	Place of worship	1312/48	20th November, 1998

MEMORANDUM OF OBJECTS AND REASONS

This Bill seeks to make provision for the incorporation of the Power of Faith Ministries International and to vest certain property in the Corporation and to allow the Corporation to hold property in perpetual succession through its officers together with the power to deal with such property and to sue and be sued in its corporate name.

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