



LAWS OF MALAYSIA

Act 819

THE DAUGHTERS OF CHARITY OF THE CANOSSIAN INSTITUTE (INCORPORATION) ACT 1957

(Revised—2019)

**THE DAUGHTERS OF CHARITY OF THE CANOSSIAN
INSTITUTE (INCORPORATION) ACT 1957**

Revised up to 1 December 2019

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of the Revision of Laws
Act 1968 [*Act 1*] 27 December 2019

First enacted in 1957 as Federation of Malaya Ordinance
No. 33 of 1957

LAWS OF MALAYSIA**Act 819****THE DAUGHTERS OF CHARITY OF THE CANOSSIAN
INSTITUTE (INCORPORATION) ACT 1957**

ARRANGEMENT OF SECTIONS

Section

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3. Incorporation of the Mother Superior of the Daughters of Charity of the Canossian Institute in the Peninsular Malaysia
4. Common seal
5. Notification of appointment of Mother Superior
6. Vesting of property
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LAWS OF MALAYSIA**Act 819****THE DAUGHTERS OF CHARITY OF THE CANOSSIAN
INSTITUTE (INCORPORATION) ACT 1957**

An Act to incorporate the Mother Superior of the Society of the Daughters of Charity of the Canossian Institute in Peninsular Malaysia.

[15 August 1957]

Short title

1. This Act may be cited as the Daughters of Charity of the Canossian Institute (Incorporation) Act 1957.

Interpretation

2. In this Act, unless the context otherwise requires—

“Corporation” means the Mother Superior of the Society of the Daughters of Charity of the Canossian Institute (Malaya) as incorporated under section 3;

“successors in office” includes the First Assistant of the Society of the Daughters of Charity of the Canossian Institute in Peninsular Malaysia from the time when the office of Mother Superior of the Society becomes vacant by the resignation or death of the holder of the office of the Mother Superior until the formal assumption of office by a successor.

Incorporation of the Mother Superior of the Daughters of Charity of the Canossian Institute in the Peninsular Malaysia

3. (1) The Reverend Maria Drago, the Mother Superior of the Society of the Daughters of Charity of the Canossian Institute in the Federation of Malaya and her successors in office shall be a body corporate by the name of “The Mother Superior of the Daughters of Charity of the Canossian Institute (Malaya)” and shall have perpetual succession.

(2) The Corporation may sue and be sued in its name.

(3) The Corporation may—

(a) enter into contracts;

(b) acquire, purchase, take, hold and enjoy movable and immovable property of every description upon such terms as the Corporation thinks fit; and

(c) sell, convey, assign, exchange, surrender, yield up, mortgage, demise, reassign, transfer or otherwise dispose of any movable or immovable property vested in the Corporation upon such terms as the Corporation thinks fit.

Common seal

4. (1) The Corporation shall have a common seal which may be broken, changed, altered and made anew as the Corporation thinks fit.

(2) No deed, document or other instrument requiring the seal of the Corporation shall be deemed to be duly sealed unless—

(a) the seal has been affixed in the presence of Maria Drago or her attorney duly authorized by a power of attorney registered under the Powers of Attorney Act 1949 [Act 424] or in the presence of her successor in office; and

(b) the deed, document or other instrument is signed by Maria Drago or her attorney or her successor in office or her attorney.

(3) The signing of the deed, document or other instrument shall be sufficient evidence of the due sealing of the deed, document or other instrument.

Notification of appointment of Mother Superior

5. A notification in the *Gazette* of the appointment of any person to hold or act in the office of the Mother Superior of the Daughters of Charity of the Canossian Institute (Malaya) shall be conclusive evidence that such person was duly so appointed.

Vesting of property

6. All immovable property in Peninsular Malaysia held, conveyed, assigned, granted, leased, transferred, transmitted to or otherwise vested in the Mother Superior of the Daughters of Charity of the Canossian Institute (Singapore), the Rev. M. Vittoria Garre Lady Superior of the Canossian Institute or the Institute of the Canossian Daughters of Charity is vested in the Corporation for the respective estates and interests for which the property is held.

Corporation to have office in Peninsular Malaysia

7. The Corporation shall have an office in Peninsular Malaysia the address of which shall be the Sacred Heart Convent, Bandar Hilir Road, Malacca.

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*Particulars under paragraphs 7(ii) and (iii) of the
Revision of Laws Act 1968 [Act 1]*

LIST OF AMENDMENTS

Amending law	Short title	In force from
	-NIL-	

LIST OF LAWS OR PARTS THEREOF SUPERSEDED

No.	Title
F.M. Ord. No. 33 of 1957	The Daughters of Charity of the Canossian Institute (Incorporation) Ordinance, 1957

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LIST OF SECTIONS AMENDED

Section	Amending authority	In force from
	-NIL-	

LAWS OF MALAYSIA

Act 819

THE DAUGHTERS OF CHARITY OF THE CANOSSIAN INSTITUTE (INCORPORATION) ACT 1957

(Revised—2019)

LIST OF AMENDMENTS MADE BY THE COMMISSIONER OF
LAW REVISION UNDER SECTION 6 OF THE REVISION OF
LAWS ACT 1968 [ACT 1]

Provision	Particulars of amendments	Authority for amendment
Table of contents	Table of contents under the heading “ARRANGEMENT OF SECTIONS” inserted	paragraph 6(1)(vii)
Form of Royal Assent	Omitted	paragraph 6(1)(xxiv)
Throughout the Act	<ol style="list-style-type: none"> 1. Word “Act” substituted for “Ordinance” 2. Shoulder notes substituted for marginal notes 3. Full stop at the end of the shoulder notes omitted 4. Words “Peninsular Malaysia” substituted for “Federation” 	<p>paragraph 6(1)(v)</p> <p>paragraph 6(1)(xxiv)</p> <p>paragraph 6(1)(xvi)</p> <p>paragraph 6(1)(xvii)</p>
Long title	Word “The” substituted for “the”	paragraph 6(1)(xv)
Effective date	Words “ <i>15 August 1957</i> ” substituted for “ <i>15th August, 1957</i> ”	paragraph 6(1)(iii)
Preamble	Omitted	subparagraph 6(1)(i)(b)
Enacting clause	Omitted	subparagraph 6(1)(i)(f)
section 1	Comma before the word “1957” omitted	paragraph 6(1)(xvi)
Interpretation section	Interpretation section inserted as new section 2	subparagraph 6(1)(iv)(a)

*The Daughters of Charity of the Canossian
Institute (Incorporation)*

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Provision	Particulars of amendments	Authority for amendment
Definition of “Corporation”	Rearranged and transposed as new interpretation of “Corporation” from subsection 2(1) with consequential alterations made	paragraphs 6(1)(xii), (xiii) and (xxiv)
Definition of “successors in office”	Rearranged and transposed as new interpretation of “successor in office” from subsection 2(2) with consequential alterations made	paragraphs 6(1)(xii), (xiii) and (xxiv)
section 2	<ol style="list-style-type: none"> 1. Renumbered as section 3 2. In the shoulder note, word “The” before the words “Mother Superior” substituted for “the” 	<p>paragraph 6(1)(xii)</p> <p>paragraph 6(1)(xxiv)</p>
subsection 2(1)	<ol style="list-style-type: none"> 1. Words ‘in this Ordinance referred to as “the Corporation”’ at the end of subsection 2(1) omitted 2. Words “and shall have perpetual succession” transposed from subsection 2(3) with consequential alterations made and inserted after the word “(Malaya)” 	<p>paragraph 6(1)(xxi)</p> <p>paragraphs 6(1)(xiii) and (xxiv)</p>
subsection 2(2)	Rearranged and transposed as new interpretation of “successor in office” with consequential alterations made	paragraphs 6(1)(xii), (xiii) and (xxiv)
subsection 2(3)	Renumbered and divided into subsection 3(2), paragraph 3(3)(a) and subsection 4(1) with consequential alterations made	paragraphs 6(1)(xii), (xiii) and (xxiv)
subsection 2(4)	Renumbered, rearranged and divided into paragraphs 3(3)(b) and (c) with consequential alterations made	paragraphs 6(1)(xii), (xiii) and (xxiv)
section 3	<ol style="list-style-type: none"> 1. Renumbered as section 4 with consequential alterations made 2. In the shoulder note, words “Common seal” substituted for “Execution of documents” 	<p>paragraph 6(1)(xii)</p> <p>paragraph 6(1)(xxiv)</p>

Provision	Particulars of amendments	Authority for amendment
subsection 3(1)	Renumbered and divided into paragraphs 4(2)(a) and (b) with consequential alterations made	paragraphs 6(1)(xii), (xiii) and (xxiv)
subsection 3(2)	Renumbered as subsection 4(3) with consequential alterations made	paragraphs 6(1)(xii) and (xxiv)
section 4	1. Renumbered as section 5	paragraph 6(1)(xii)
	2. Word “the” inserted after the words “office of”	paragraphs 6(1)(xv) and (xxiv)
section 5	1. Renumbered as section 6	paragraph 6(1)(xii)
	2. In the shoulder note, words “ in the Corporation ” omitted	paragraph 6(1)(xxiv)
	3. Words “heretofore” omitted	paragraph 6(1)(xxi)
	4. Word “are” substituted for “is hereby”	paragraph 6(1)(xv)
	5. Word “property” substituted for “same”	paragraph 6(1)(xxiv)
	6. Word “held” substituted for “holden”	paragraph 6(1)(xv)
section 6	1. Renumbered as section 7	paragraph 6(1)(vii)
	2. Word “Bandar” substituted for “Banda”	paragraph 6(1) (xvii)
section 7	Omitted	subparagraph 6(1)(i)(aa)