

APPLICATION FOR INCORPORATION

The Application for Incorporation (the “**Application**”) of a New Brunswick not-for-profit company is the application sent to Service New Brunswick, Corporate Registry for issue of letters patent, which is the basic incorporating document of a New Brunswick not-for-profit company. The application sets out basic information such as the name of the not-for-profit company, its purpose, head office, initial directors and members, and so forth.

INSTRUCTIONS FOR COMPLETING DRAFT APPLICATION

1. Enter the names of between 3 and 15 applicants, including their addresses and occupations. These applicants will be the initial members and directors of the company. Each applicant must be at least 19 years old.
2. Enter the proposed name of the company to be incorporated as set out in the Incorporation Instruction Sheet (NB) in the space provided in paragraph 1.
3. Enter the address of the head office in paragraph 7.
4. Review the information in the application to ensure that it is correct. You may add to the purposes set out in paragraph 4 if desired.
5. Date the Application and have each applicant sign next to his or her name. Add additional lines for signature if necessary.

**Application for Incorporation under the New Brunswick
Companies Act**

To: The Director under the Companies Act

The application of: **[You may add as many as 15 names, but no fewer than 3 people must be named on the application]**

(name of applicant), (occupation), of the (City, Town or Village) in the County of (state name of County), in the Province of New Brunswick,

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respectfully sheweth as follows:

1. The undersigned applicants are desirous of obtaining Letters Patent under the provisions of the New Brunswick Companies Act, R.S.N.B. 1973, c.C.-13, as amended, constituting your applicants, and such others as may become members in the Company hereby created, a body corporate and politic under the name of _____, or such other name as shall appear to you to be proper in the premises.
2. The undersigned have satisfied themselves and are assured that the proposed corporate name of the Company under which incorporation is sought is not the corporate name of any other known Company incorporated or unincorporated or a registered partnership or business name or any name liable to be confounded therewith, or otherwise on public grounds objectionable.
3. Each of the applicants is of the full age of nineteen years.
4. The purposes for which incorporation is sought by the applicants are:
 - (a) the maintenance of public worship and the preaching of the gospel;
 - (b) the study of the Bible;
 - (c) the advancement of Christ's kingdom through evangelism;
 - (d) the support of the missionary enterprises of the convention of the Atlantic Provinces;
 - (e) Christian education;

- (f) ministering to the poor, the widows, the orphans and others whom God makes the church's concern;
- (g) to acquire by way of grant, gift, purchase, bequest, devise or otherwise, real and personal property and to use and apply such property to the realization of the objects of the Society;
- (h) to buy, own, hold, lease, mortgage, sell and convey such real and personal property as may be necessary or desirable in the carrying out of the objects of the Society;

5. That for the further attainment of the above objects

- i) to acquire, accept, solicit or receive by purchase, lease, contract, donation, legacy, gift, grant, bequest or otherwise any real or personal property solely for the above objects;
- ii) to enter in to and carry out arrangements, contracts and undertakings incidental thereto;
- iii) to hold, manage, sell or convert any of the real or personal property from time to time owned by the Company, and to invest and re-invest any principal in such manner as may from time to time be determined;
- iv) to acquire by purchase, lease, devise, gift or other title and to hold any real property necessary for the carrying on of its undertaking for the purpose of drawing a revenue therefrom and to sell, lease, mortgage and dispose of and convey the same or any part thereof as may be considered advisable, provided that the said property shall be used solely for the above objects, and no part of the income derived from such real property shall be payable to or otherwise available for the personal benefit of any member of the said Company.
- v) to demand, receive, sue for and recover and compel the payment of all sums of money that may become due and payable to the Company, to apply the said sums for the charitable objects and purposes of the Company and generally to sue and be sued;
- vi) to employ and pay such assistants, clerks, agents, representatives or employees; and to procure, equip and maintain such offices and other facilities, and to incur such reasonable expenses as may be necessary to achieve these charitable purposes;
- vii) to do all such other things as are incidental or conducive to the attainment of the above objects;

viii) to do all other such things as a company is empowered to do by Section 18(2) (a to j inclusive) of the Companies Act, as long as these powers are not inconsistent with the objects and purposes of the Company;

6. That the Company shall be carried on without the purpose of gain for its members and any profits or other accretions to the Company shall be used in promoting its objects and that no part of the income of the Company shall be payable to or otherwise available for the personal benefit of any member thereof;
7. The head office of the Company is to be at the (City, Town or Village) in the County (state name of County) in the Province of New Brunswick;

The Company's head office street address is:

The Company's head office mailing address is:

8. The Company shall not have any capital stock or issue any share certificates but may acquire real and personal property to the following cost value: (please check appropriate box)

☒ Unlimited cost value of _____ (set out amount - e.g. \$25,000)

9. The said applicants will be the first or provisional directors of the Company.
10. That upon dissolution of the Company and after payment of all debts due and liabilities, its remaining property shall be distributed or disposed of to registered charities recognized by the Canada Revenue Agency having objects the same as or similar to the objects of the Company which carry on their work solely in Canada; and no part of any property of the Company shall be available to its members upon such dissolution.

The undersigned therefore request that letters patent may be granted constituting them and such other persons as may hereafter become members in the Company, a body corporate and politic for the purposes set forth.

Dated at the **(City, Town or Village)**, Province of New Brunswick, this day of _____, 20__.

SIGNATURE OF APPLICANTS

