

MANITOBA
SCHOOL DIVISIONS BORROWING BY-LAW

By-Law No. 1

A By-Law of the Trustees of Kelsey School Division in Manitoba, authorizing the borrowing of monies upon the credit of the said School Division to meet current expenses for the year 2025/2026 from the TD Bank.

223.2(1)

A school division may, if authorized by by-law of the school board, engage in short-term borrowing by way of loan from the government or by way of overdraft, line of credit, loan or otherwise upon its credit from a bank or other financial institution.

WHEREAS the estimate of the said School Division, as prepared by the Trustees thereof of the amount required to meet the expenditure for such School Division for the current year 2025/2026 is the sum of Twenty-four million, nine hundred seventy-eight thousand dollars (\$24,978,000).

AND WHEREAS the amount (if any) heretofore borrowed and the amount hereby authorized to be borrowed together do not exceed the amount of the said estimate after deducting therefrom such sums (if any) as have been paid over by a Municipality or by the Provincial Government on account of the amount required for the current year's expenses of the School Division.

NOW THEREFORE the Trustees of Kelsey School Division in session assembled enact as follows:

(1) *THAT the Trustees of the said School Division do borrow, only by way of overdraft, the sum of three million and fifty-thousand dollars (\$ 3,050,000.00) from the TD Bank upon credit of the said School Division, and do pay or agree to pay interest thereon either in advance or at maturity, and in either case after maturity, at the rate of prime minus (-).75% per centum per annum, and do give the promissory note or notes of the Kelsey School Division for the same if and as may be required by the said Bank and that the Corporate Seal of the said School Division be affixed to said notes attested by the signatures of the Chairperson and Secretary Treasurer or Vice Chairperson and Secretary Treasurer of the said School Division.*

(2) *THAT the amount so borrowed shall be a first charge upon any monies to be received by the Trustees on account of the current year's estimate for the purposes of the said School Division, whether from the Municipality or from the Provincial Government or from any other source as the same are received the said School Division shall deposit them with the said Bank in a special account as collateral security for payment of the amount so borrowed with interest thereon, but the said Bank shall not be restricted thereto for the payment of the sum or sums so borrowed nor shall it be bound to wait for repayment of the monies so borrowed until the Municipalities or the Provincial Government has discharged its obligation to the School Division nor be obliged to see that the monies paid to the said School Division are deposited or applied as aforesaid.*

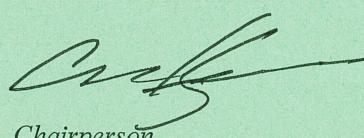
(3) *THAT for the purpose of better securing the repayment of the sums advanced by the Bank to the School Division as hereinbefore provided the School Division hereby assigns and transfers to the Bank all or any monies now due or which may hereafter become due from the Provincial Treasurer of the Province of Manitoba as or on account of the legislative grant of said School Division under the provisions of the Public Schools Act of the Province of Manitoba.*

(4) THAT all cheques upon the said Bank signed on behalf of the said School Division and countersigned by such officer or officers or official or officials of the said Division (whether by facsimile signatures or otherwise) as may be provided from time to time by-law of the said School Division shall be binding upon the said School Division and if the payment by the Bank of any such cheques creates or increases an overdraft on the account on which the same is drawn, the payment of such cheque by the said Bank shall constitute and be deemed a borrowing from the Bank by the said School Division.

(5) THAT nothing herein contained shall waive, prejudicially affect or exclude any right, power, benefit or security by statute, common law or otherwise given to or implied in favour of the said Bank.

DONE AND PASSED at a duly assembled and constituted meeting of the said Trustees held this 12th day of January 2026.

(Seal)



Chairperson



Secretary Treasurer

I, Graham Kahler, Secretary Treasurer of the above-mentioned School Division, hereby certify the above to be a true and correct copy of By-Law No. 1 of the Trustees of the said School Division and that the same was duly enacted and passed by the Trustees of the said School Division at a duly assembled and constituted meeting thereof held on the 12th day of January 2026.

(Seal)



Secretary Treasurer