



## Certificate of Incorporation

*Canada Not-for-profit Corporations Act*

## Certificat de constitution

*Loi canadienne sur les organisations à but non  
lucratif*

The Heather Cutler Foundation

Corporate name / Dénomination de l'organisation

1643633-1

Corporation number / Numéro de  
l'organisation

I HEREBY CERTIFY that the above-named corporation, the articles of incorporation of which are attached, is incorporated under the *Canada Not-for-profit Corporations Act*.

JE CERTIFIE que l'organisation susmentionnée, dont les statuts constitutifs sont joints, est constituée en vertu de la *Loi canadienne sur les organisations à but non lucratif*.

Hantz Prosper

Director / Directeur

2024-10-11

Date of Incorporation (YYYY-MM-DD)  
Date de constitution (AAAA-MM-JJ)



**Form 4001**  
**Articles of Incorporation**  
*Canada Not-for-profit Corporations*  
**Act (NFP Act)**

**Formulaire 4001**  
**Statuts constitutifs**  
*Loi canadienne sur les*  
*organisations à but non lucratif*  
**(Loi BNL)**

1	Corporate name Dénomination de l'organisation <b>The Heather Cutler Foundation</b>
2	The province or territory in Canada where the registered office is situated La province ou le territoire au Canada où est maintenu le siège <b>NL</b>
3	Minimum and maximum number of directors Nombres minimal et maximal d'administrateurs <b>Min. 3      Max. 10</b>
4	Statement of the purpose of the corporation Déclaration d'intention de l'organisation <b>See attached schedule / Voir l'annexe ci-jointe</b>
5	Restrictions on the activities that the corporation may carry on, if any Limites imposées aux activités de l'organisation, le cas échéant <b>None</b>
6	The classes, or regional or other groups, of members that the corporation is authorized to establish Les catégories, groupes régionaux ou autres groupes de membres que l'organisation est autorisée à établir <b>See attached schedule / Voir l'annexe ci-jointe</b>
7	Statement regarding the distribution of property remaining on liquidation Déclaration relative à la répartition du reliquat des biens lors de la liquidation <b>See attached schedule / Voir l'annexe ci-jointe</b>
8	Additional provisions, if any Dispositions supplémentaires, le cas échéant <b>See attached schedule / Voir l'annexe ci-jointe</b>
9	<b>Declaration:</b> I hereby certify that I am an incorporator of the corporation. <b>Déclaration :</b> J'atteste que je suis un fondateur de l'organisation.

Name(s) - Nom(s)

Original Signed by - Original signé par

**CHRISTOPHER CUTLER**

**CHRISTOPHER CUTLER**  
**CHRISTOPHER CUTLER**

A person who makes, or assists in making, a false or misleading statement is guilty of an offence and liable on summary conviction to a fine of not more than \$5,000 or to imprisonment for a term of not more than six months or to both (subsection 262(2) of the NFP Act).

La personne qui fait une déclaration fausse ou trompeuse, ou qui aide une personne à faire une telle déclaration, commet une infraction et encourt, sur déclaration de culpabilité par procédure sommaire, une amende maximale de 5 000 \$ et un emprisonnement maximal de six mois ou l'une de ces peines (paragraphe 262(2) de la Loi BNL).

You are providing information required by the NFP Act. Note that both the NFP Act and the *Privacy Act* allow this information to be disclosed to the public. It will be stored in personal information bank number IC/PPU-049.

Vous fournissez des renseignements exigés par la Loi BNL. Il est à noter que la Loi BNL et la *Loi sur les renseignements personnels* permettent que de tels renseignements soient divulgués au public. Ils seront stockés dans la banque de renseignements personnels numéro IC/PPU-049.

## **Schedule / Annexe**

### **Purpose Of Corporation / Déclaration d'intention de l'organisation**

The Heather Cutler Foundation is dedicated to providing relief and support to individuals and families affected by pancreatic cancer through a range of services, community engagement, and educational initiatives. The primary objectives of the corporation are as follows:

1.       Relieve Suffering: Alleviate the physical, emotional, and financial burdens faced by pancreatic cancer patients and their families by offering comprehensive support programs and services.
2.       Advance Education: Raise public awareness about pancreatic cancer by educating individuals on symptoms, diagnosis, treatment options, and management strategies, thereby promoting early detection and understanding.
3.       Promote Health: Improve the well-being of pancreatic cancer patients and their families by advocating for their healthcare rights, facilitating access to medical services, and fostering a community of support.
4.       Engage the Community: Mobilize individuals and groups to take action on issues affecting pancreatic cancer patients. This includes initiatives like our petition to the House of Commons, aimed at increasing access to care, clinical trials, and addressing interprovincial disparities across Canada.

The Heather Cutler Foundation is committed to operating exclusively for charitable purposes as outlined under the Income Tax Act, dedicating its resources solely to activities that support these objectives.

#### **Specific Activities:**

- Providing support programs tailored to the needs of pancreatic cancer patients and their families.
- Offering educational resources and workshops to increase awareness about pancreatic cancer.
- Advocating for the healthcare rights and needs of pancreatic cancer patients and their loved ones.
- Facilitating access to healthcare services and health initiatives that benefit the wider community.
- Engaging in advocacy efforts to reduce interprovincial disparities in healthcare access and ensure equal opportunities for patients to participate in clinical trials across Canada.

In aligning its goals and activities with the requirements for charitable registration under the Income Tax Act, the Heather Cutler Foundation is committed to serving the public good and fulfilling its mission to support those impacted by pancreatic cancer.

**Schedule / Annexe**  
**Classes of Members / Catégories de membres**

The corporation is authorized to establish Class A members and Class B members as follows:

- (1) The Class A members shall be entitled to receive notice of and to attend all meetings of the members of the Corporation and each Class A member shall have one (1) vote at each such meeting, except for meetings at which only members of another class are entitled to vote separately as a class.
- (2) Except as otherwise provided by the Canada Not-for-Profit Corporations Act, S.C. 2009, c.23 the Class B members shall not be entitled to receive notice of, attend or vote at meetings of the members of the Corporation.

## **Schedule / Annexe**

### **Distribution of Property on Liquidation / Répartition du reliquat des biens lors de la liquidation**

Any property remaining on liquidation of the Corporation, after discharge of liabilities, shall be distributed to one or more qualified donees within the meaning of subsection 248(1) of the Income Tax Act.

**Schedule / Annexe**  
**Additional Provisions / Dispositions supplémentaires**

If authorized by a by-law which is duly adopted by the directors and confirmed by ordinary resolution of the members, the directors of the corporation may from time to time:

- i. borrow money on the credit of the corporation;
- ii. issue, reissue, sell, pledge or hypothecate debt obligations of the corporation; and
- iii. mortgage, hypothecate, pledge or otherwise create a security interest in all or any property of the corporation, owned or subsequently acquired, to secure any debt obligation of the corporation.

Directors shall serve without remuneration, and no director shall directly or indirectly receive any profit from his or her position as such, provided that a director may be reimbursed for reasonable expenses incurred in performing his or her duties. A director shall not be prohibited from receiving compensation for services provided to the corporation in another capacity.

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 furtherance of its purposes.

The directors may appoint one or more directors, who shall hold office for a term expiring not later than the close of the next annual general meeting of members, but the total number of directors so appointed may not exceed one-third of the number of directors elected at the previous annual general meeting of members.