

NEW ZEALAND.



QUADRAGESIMO

VICTORIÆ REGINÆ.

No. XXXII.

ANALYSIS.

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| <p>Title.
Preamble.
1. Short Title.
2. Land in Schedule vested in Trustees.
3. Incorporation of Trustees.
4. Power to borrow.</p> | <p>5. Power to lease.
6. Mortgagee &c. not concerned as to consent &c.
7. Application of rents.
8. Vacancies. Proviso.
Schedule.</p> |
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AN ACT to constitute a Board of Trustees, and to vest in it a certain Public Reserve at Blueskin, in the Province of Otago, for the purposes of an Athenæum. [14th October, 1876.]

WHEREAS a Crown grant of the land described in the Schedule hereto has been made to the Superintendent of Otago, upon trust as a site for an Athenæum: And whereas it is expedient to vest the said land in a Board of Trustees for the purpose of an Athenæum:

BE IT THEREFORE ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:—

1. The Short Title of this Act shall be “The Blueskin Athenæum Reserve Act, 1876.”

2. On the passing of this Act the land described in the Schedule hereto shall, without any conveyance, be vested in a Board of Trustees (hereinafter called “the Trustees”) consisting of the following persons:—Thomas Quayle, Walter Park, William Pullar, Kennedy Brown Ferguson, and James Green, and shall be held by them for the purposes of this Act.

3. The Trustees shall be a corporate body by the name of “The Trustees of the Blueskin Athenæum,” with perpetual succession and a common seal, and with full power and authority by that name to sue

Blueskin Athenæum Reserve.

and be sued in all Courts whatsoever, and shall be capable in law for the purposes and subject to this Act to do and suffer all such acts and things as bodies corporate may do and suffer, with power to take and hold all such lands tenements or hereditaments as may be in any manner vested in the Trustees either as a site for an Athenæum or for any other purpose in connection therewith.

Power to borrow.

4. It shall be lawful for the Trustees for the time being of the said Athenæum from time to time to borrow money by way of mortgage, without power of sale, on the lands described in the Schedule hereto, and any other real or personal estate of such body corporate now or hereafter to be acquired by gift purchase or otherwise, and to execute all necessary mortgages deeds or instruments. The moneys so borrowed shall be applied in the erection of buildings and tenements on the land of the body corporate, or in the payment of any moneys for the erection or alteration of buildings for the use of the said Athenæum.

Power to lease.

5. The Trustees are hereby empowered to lease the said piece of land or any part thereof or any buildings thereon, and also any other real or personal property which such body corporate may from time to time hereafter acquire either by gift purchase or otherwise, and for any term not exceeding twenty-one years, or any less period than a year, to take effect in possession and not in reversion, at such rents and under and subject to such powers provisoes covenants and conditions as such body corporate may determine.

Mortgagee &c. not concerned as to consent &c.

6. No mortgagee lessee or other person dealing with the Trustees shall be concerned to inquire into the necessity or propriety of any such mortgage or lease, or whether any resolution has been passed or notice or advertisement given, or be concerned to see to the application of the mortgage moneys or rents, or be answerable for the misapplication or non-application thereof.

Application of rents.

7. The Trustees shall apply the rents profits and annual income, after paying the interest upon money borrowed and the expenses of management, in or towards the objects and purposes of the body corporate.

Vacancies.

8. If any of the said Trustees shall resign, or shall be absent for twelve months from the Province of Otago, or shall be adjudicated a bankrupt or insolvent, or take the benefit of any Act for the relief of debtors, or shall be convicted of any felony, he shall cease to be a member of the said Trust, and the Governor may, in case of such vacancy, or in case of the death of any member, appoint another or others in his place.

Proviso.

Provided that after the institution of the Athenæum such vacancy shall be filled up by a vote of the members of the Athenæum in meeting assembled.

Schedule.

SCHEDULE.

ALL that parcel of land in the Province of Otago, in the Colony of New Zealand, situate in the Town of Blueskin, being Sections numbered respectively seven (7) and eight (8), Block Ten (X.), on the map of the said town, containing by admeasurement two (2) roods and three (3) poles, more or less. Bounded towards the North-east by Dunkerron Road, 194·7 links; towards the East by Section No. 6, 272·3 links; towards the South by Section No. 10, 175 links; and towards the West by Section No. 9, 351·6 links.

WELLINGTON, NEW ZEALAND:

Printed under authority of the New Zealand Government, by GEORGE DIDSBURY, Government Printer.