



ANALYSIS

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1997, No. 1—*Private*

An Act to amend the St Peter's School Trust Board Act 1985 [22 May 1997]

WHEREAS—

- A. The St Peter's School Trust Board is a Board incorporated under the Charitable Trusts Act 1957 and administers St Peter's School at Cambridge:
- B. The St Peter's School Trust Board Act 1985 defines the objects and powers of the Board and provides that the constitution of the Board is that set out in the Schedule of that Act subject to any alterations or additions lawfully made by the Board pursuant to and in accordance with clause 18 of that constitution:
- C. Clause 10 of the constitution provides that the Board must from time to time appoint a Headmaster of the School on such terms and conditions as determined by the Board and also provides that no person is eligible for appointment as Headmaster of the School unless that person is a member of the Anglican Church or of a Protestant denomination:
- D. The Board considers it desirable that it should be able to appoint either a man or a woman to the position of Principal of the School and that it should also have the power, in appropriate cases, to appoint to that position a person who is not a member of the Anglican Church or of a Protestant denomination:

E. Clause 18 of the constitution prohibits any alteration by the Board to clause 10:

F. The objects of this Act cannot be attained otherwise than by legislation:

BE IT THEREFORE ENACTED by the Parliament of New Zealand as follows:

1. Short Title—This Act may be cited as the St Peter's School Trust Board Amendment Act 1997, and is part of the St Peter's School Trust Board Act 1985 ("the principal Act").

2. Objects of trust—Section 3 of the principal Act is amended by omitting from paragraphs (a) (iii) and (c) the word "Headmaster" in each place where it appears, and substituting in each case the word "Principal".

3. Principal—(1) The Schedule of the principal Act is amended by repealing the definition of the term "Headmaster" in clause 2 of the constitution, and substituting the following definition:

“ 'Principal' means the Principal of the School from time to time appointed pursuant to clause 10 of this constitution:”.

(2) The Schedule of the principal Act is amended by omitting from clause 6(4)(a) of the constitution the word "Headmaster", and substituting the word "Principal".

4. Appointment of Principal—(1) The Schedule of the principal Act is amended by repealing clause 10 of the constitution, and substituting the following clause:

"10. (1) The Board must from time to time appoint a Principal of the School on such terms and conditions as the Board determines.

"(2) The person appointed as Principal of the School must be a member of the Anglican Church or of a Protestant denomination.

"(3) The Board may, however, appoint as Principal of the School a person who is not a member of the Anglican Church or of a Protestant denomination if, in the opinion of the Board, that person is the most suitable person for appointment and the Board is satisfied that the Anglican character of the School will be maintained."

(2) Stephen Frederick Patrick Robb is to be treated as having been validly appointed by the Trust Board as Principal of the

School with effect on and from 24 January 1996 and as if this Act had been in force at the time the appointment was made.

5. Private Act—This Act is a private Act.
