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This PUBLIC BILL originated in the HOUSE OF REPRESENTATIVES, and, having this day passed as now printed, is transmitted to the LEGISLATIVE COUNCIL for its concurrence.

House of Representatives,
25th September, 1899.

[AS AMENDED BY THE LEGISLATIVE COUNCIL.]

Mr. Mills.

MARLBOROUGH HIGH SCHOOL.

[LOCAL BILL.]

ANALYSIS.

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A BILL INTITULED

AN ACT to provide for the Establishment and Management of a High School at Blenheim, or in the Neighbourhood thereof, within the Education District of Marlborough. Title.

5 WHEREAS it is expedient and desirable to make special provision for the establishment and management of a High School within the Education District of Marlborough, in or near the Town of Blenheim: Preamble.

10 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 is "The Marlborough High School Act, 1899." Short Title.

15 2. The Board of Governors hereinafter mentioned shall establish and maintain in the Town of Blenheim, or the suburbs thereof, a school or schools for the higher education of boys, or of girls, or of both, to be designated "The Marlborough High School." High School to be established at Blenheim.

20 3. The members for the time being of the Education Board of the District of Marlborough, incorporated under the provisions of "The Education Act, 1877," shall be and constitute the Board of Governors, under the name of "The Board of Governors of the High School of Marlborough" (hereinafter called "the Board"), by which name such body corporate shall have a perpetual succession and a common seal, and may acquire and hold lands, and sue and be sued, and may do and suffer all such things as corporate bodies may do and suffer. Constitution of Board of Governors.

First meeting.

4. (1.) The Board shall hold its first meeting on a day and at a place to be appointed by the said Education Board for the election of one of its members as Chairman of the Board, and the Chairman of the Board then elected shall come into office on his election, and shall hold office until the day of the annual meeting in the month of April in the year one thousand nine hundred and one. 5

Annual meeting.

(2.) The Board shall hold an annual meeting in the month of April in each year, at such time and place as the Board shall direct.

Election of Chairman.

5. At its first meeting, as hereinbefore mentioned, and at every annual meeting to be held after the year one thousand nine hundred, 10 the Board, by a majority of the members present, shall elect one of its number to be Chairman, who shall come into office on his election, and shall hold office for a term of one year only, or until his successor comes into office, but shall be eligible for re-election. In the event of there being an equality of votes, the election of a 15 Chairman shall be decided by lot at such meeting.

Vacancy in office of Chairman.

6. If the Chairman shall from any cause cease to be a member of the Board, or resign the office of Chairman, the Board shall, as soon thereafter as conveniently may be, elect another member of the Board to be Chairman in his stead, who shall hold office only 20 until the next annual election of a Chairman as hereinbefore provided.

Chairman has deliberative and casting vote.

7. At all meetings of the Board, the Chairman, or, in his absence, such member of the Board as the majority of the members assembled shall choose, shall preside, and such Chairman or presiding member shall have a deliberative vote, and in all cases 25 of equality of votes shall also have a casting vote.

Control and management of High School vested in Board.

8. There shall be vested in the Board the whole control and management of the High School or schools to be established under this Act, and also the entire superintendence over all the affairs, concerns, and property thereof, with full power to appoint and 30 dismiss all masters, teachers, lecturers, examiners, and other necessary officers and servants; and, in all cases unprovided for by this Act, it shall be lawful for the Board to act in such manner as shall appear to it best calculated to further the purposes intended to be served by the establishment of such schools; and 35 the Board shall have full power from time to time to make, alter, and rescind by-laws and regulations for defining the course of study and education on secular subjects in the said High School or schools, and also for regulating the discipline and examination of the same, the conditions upon which the scholars shall be admitted, 40 and the fees to be paid in respect of such admission, and, in general, touching all other matters, purposes, and things regarding the said High School or schools.

Regulations for conduct of business of Board.

9. The Board shall make, and may from time to time revoke, vary, and make fresh regulations for the conduct of business at its 45 meetings, for determining how meetings shall be convened, and what number of members shall constitute a quorum thereof, and for such other like matters as may be requisite for the conduct of the business of the Board.

Minutes of proceedings.

10. Minutes of the proceedings of the Board shall be regularly 50 entered in a proper book to be kept for that purpose, and at every meeting of the Board the minutes of the previous meeting shall be

read over and signed by the Chairman of the meeting at which the same shall be read, and the minutes when so signed shall be held to be a true statement and record of the proceedings of the Board for all purposes whatever.

5 11. The Board shall keep full and accurate accounts of all its receipts, disbursements, assets, liabilities, and engagements, and shall, on or before the thirty-first day of January of each year, cause the same to be audited by such person as the Governor shall appoint; and copies of such accounts, when audited, shall be forwarded to the
10 Minister of Education, together with a report of the proceedings of the Board during the previous year; and such report and accounts shall be laid before the General Assembly at its next session.

Accounts.

12. All things required by this Act to be done by the Board shall be done in accordance with and in pursuance of a resolution
15 passed at a meeting of the Board, and no act of the Board shall be invalid or liable to be questioned on the ground that one or more than one of the members thereof was or were incapacitated, or had ceased to hold office, or on the ground that the seat of any member was vacant.

Acts to be done in pursuance of resolution passed.

20 13. The rents, profits, and income of all real and personal estate which may be purchased or held by the Board, or granted or acquired as a site or sites or otherwise for the benefit of the said High School or schools, or given, devised, or bequeathed to the Board for the benefit of the said High School or schools without any trusts or
25 powers of a different nature being expressed in the instrument so giving, devising, or bequeathing to the Board, and all reserves of land that may be hereafter made by the Governor for the benefit of the said High School or schools, shall be held and dealt with by the Board under and subject to the provisions of "The High Schools
30 Reserves Act, 1880," the Marlborough High School or schools being hereby declared to be a High School under that Act.

"The High Schools Reserves Act, 1880." to apply.

14. The rents, profits, and annual income of all real and personal estate that may be vested in the Board, together with all funds which
35 may from time to time be derived from fees or payments made in respect of scholars or students attending the said High School or schools, together with any annual or other allowance that may be made by the General Assembly of New Zealand or the Government of such colony, shall be applied by the Board for the maintenance of the said High School or schools and the payment of the
40 salaries and expenses connected therewith, and for prizes, exhibitions, and scholarships for the students therein: Provided that the Board shall have power to set apart, if it see fit, out of the said rents, profits, and annual income, such part as it shall consider advisable, either as an addition to the capital fund, which shall then be in-
45 vested in the manner hereinafter mentioned, and dealt with as part of such capital fund, or as a reserve fund to meet extraordinary expenses, which shall be invested and dealt with in such manner as the Board shall direct.

Application of rents and profits.

15. With respect to any moneys bequeathed or given to the
50 Board for the said High School or schools, or being rent, profits, and annual income set apart under the *preceding* section, the Board shall have power to invest the same in the purchase or upon mortgage of

Investment of moneys.

freehold lands in New Zealand, or upon the stocks, bonds, bills, or debentures of the Government of the Colony of New Zealand, or issued by any local authority therein under any Act of the General Assembly, and may from time to time vary such investments.

Power to purchase land and erect or maintain suitable buildings.

16. The said Board may, out of such moneys as shall come into their hands by virtue of this Act or otherwise for the benefit of the said High School or schools, expend any sum or sums in purchasing land and erecting and maintaining suitable buildings and premises thereon for use as the said High School or schools, and for residences for the masters, teachers, and other officials employed in connection therewith. 5 10

Annual appropriation of £400.

17. The Colonial Treasurer, without further appropriation than this Act, shall, out of the Consolidated Fund, annually pay to the Board, for the purposes mentioned in section *fourteen* hereof, the sum of four hundred pounds; such annual payment to be made during the month of October in each year, commencing from the first day of April, in the year one thousand eight hundred and ninety-nine. 15

Free education to be provided by the Board.

18. The Board shall ~~as far as practicable, provide free education for as many pupils as its funds will permit, and the selection of such free pupils shall be determined by the said Board from time to time yearly and every year afford free education by giving a free place for the year in the said High School or Schools to one scholar for every fifty pounds of its net annual income, exclusive of school fees.~~ 20

New clause.

Board may give scholarships.

18A. In lieu of any or all of such free places the Board may, at its discretion, substitute scholarships tenable at the said school or schools: Provided that the total benefit afforded by the free places and scholarships offered by the Board shall be of the same annual value as such free places as aforesaid. 25

School to be subject to inspection.

19. The said High School or schools shall be subject to inspection by an Inspector appointed by the Minister of Education. 30