

*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,  
5th October, 1900.*

[AS AMENDED BY THE LEGISLATIVE COUNCIL.]

*Rt. Hon. R. J. Seddon.*

PRIVATE INDUSTRIAL SCHOOLS INSPECTION AND INDUSTRIAL SCHOOLS ACT AMENDMENT.

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A BILL INTITULED

AN ACT to provide for the Better Inspection and Control of Private Industrial Schools, and to amend in other respects the Law relating to Industrial Schools. Title.

5 WHEREAS it has been found necessary and it is in the best interests of private industrial schools that they should be placed under full inspection and control: And whereas it is also expedient to otherwise amend the law relating to industrial schools: 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 Private Industrial Schools Regulation and Industrial Schools Act Amendment Act, 1900"; and it shall form part of and be read together with "The Industrial Schools Act, 1882" (hereinafter called "the principal Act"). Short Title.

2. In this Act "private school" and "local school" mean respectively a private industrial school and a local industrial school defined by and established under the principal Act and receiving grants of public money. Interpretation.

3. In no case shall any institution the managing body of which is in its management interfered with or controlled by any society outside New Zealand be hereafter approved by the Minister as a private or local school, nor shall any such private or local school be hereafter established under the principal Act. Managing body not to be outside New Zealand.

4. With respect to every private or local school as aforesaid already established at the time of the passing of this Act the following special provisions shall apply:— Any such school to cease.

- (1.) In no case shall any child be hereafter committed or transferred to any such school.
- (2.) At the expiration of *twelve* months after the passing of this Act every such school shall cease to be a school within the meaning of the principal Act, and no public money shall thereafter be granted in respect thereof. 5

Inmates may be transferred if management unsatisfactory.

5. (1.) The Minister may at any time, and without any further authority than this Act, withdraw from any private or local school the whole or any of the inmates thereof in any case where he is of opinion that the management of the school is unsatisfactory, or where the reports in connection with the school indicate that an unsatisfactory condition of affairs exists. 10

(2.) The inmates so withdrawn shall be transferred by the Minister to some other school or schools.

(3.) The Manager for the time being of the school to which any such inmate is transferred under this section shall have and may exercise in respect of such inmate all the powers of guardianship which, under the principal Act, were theretofore exercisable by the Manager of the school from which the inmate was transferred. 15

Power to Minister to purchase or lease school.

6. With the approval of the Governor in Council, the Minister may purchase, take on lease, or otherwise acquire for the purposes of a Government school any land and buildings used as a private or local school, or, if no agreement for purchase or lease can be come to, then he may take the same as for a public work under and within the meaning of "The Public Works Act, 1894," and all the provisions of that Act shall, *mutatis mutandis*, apply accordingly. 20 25

Visitors for private or local schools.

7. Notwithstanding anything to the contrary contained in the principal Act, the following persons shall at all times be entitled to visit any private or local school, and shall be admitted accordingly, that is to say,— 30

(1.) Members of the Legislative Council or House of Representatives ;

(2.) Members of local bodies ;

(3.) Members of Charitable Aid Boards or Education Boards ;

(4.) Justices of the Peace ; 35

(5.) Any other person authorised in that behalf by the Minister :

Provided that nothing in this section shall be construed to limit the right of visitation and admission conferred by the principal Act.

Remarks by visitors.

8. Every person who visits any school under the foregoing provisions in that behalf may inscribe in a book (to be provided and kept in such school by the Manager) any remarks he thinks fit to make touching the school, its managers, officers, teachers, servants, or inmates. 40

Regulations for private and local schools.

9. The Governor in Council may from time to time make regulations— 45

(1.) For the conduct, management, supervision, and inspection of private and local schools ; and

(2.) For the employment, education, diet, clothing, correction, and industrial training of the inmates thereof ; and 50

(3.) For the classifying of the inmates, and for keeping certain of them separate and apart from the others either according to sex or character, place of committal, cause of committal, or antecedents, or otherwise.

5 10. The aforesaid regulations may, according to the tenor of the Order in Council, relate either generally to all private and local schools or specifically to specified private or local schools:

Regulations may apply generally. Proviso where no regulations made.

10 Provided that in the case of every private or local school for which regulations are not made under the *last preceding* section hereof, the general regulations for the time being in force under section forty-six of the principal Act relating to Government schools shall extend and apply to such private or local school in like manner as if it were a Government school.

15 11. All regulations under the principal Act or this Act shall be gazetted, and a copy thereof shall be laid before Parliament within ten days of the gazetting if Parliament is sitting, and if not, then within ten days after the commencement of the next ensuing session.

Regulations to be laid before Parliament.

20 12. The definition of "child" in section two of the principal Act is hereby amended by substituting the words "sixteen years" in lieu of the words "fifteen years" wherever the latter words occur in that definition.

Age of child increased.

25 13. The second paragraph of section thirty of the principal Act, limiting the power of transferring inmates from one school to another, is hereby repealed, and the power of transfer conferred by that section shall hereafter not be limited in any way.

Power to transfer not to be limited.

14. With respect to every private and local school, and the inmates thereof, the following special provisions shall apply:—

Punishment of inmates of private or local schools.

30 (1.) If any inmate absconds from the school, or wilfully destroys or damages any real or personal property belonging to the school, or refuses to obey or conform to any regulations relating to the school, such inmate shall, on conviction thereof in a summary manner before a Stipendiary Magistrate, be ordered by the Magistrate to be punished in such manner as is prescribed by regulations: Provided that the punishment shall not be inflicted in the school or by the managers.

35 (2.) The Magistrate shall also, where necessary, order the inmate to be sent back to the school.

40 (3.) In every case where the Magistrate makes an order under this section he shall cause a copy thereof to be sent to the Minister.

(4.) Section sixty-seven of the principal Act is hereby modified in so far as it is in conflict with this section.