

Mr. Sullivan.

## PAPANUI MEMORIAL HALL MANAGEMENT.

[LOCAL BILL.]

### ANALYSIS.

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### A BILL INTITULED

AN ACT regulating the Appointment, Duties, and Tenure of Office of the Committee of Management of the Papanui Memorial Hall, and validating certain Acts of the Christchurch City Council in the Management of the said Papanui Memorial Hall and making Further Provision for the Same. Title.

5 WHEREAS the Papanui Memorial Hall and Library was originally erected by the County Council of the County of Waimairi by means of a special loan of six thousand six hundred pounds, secured by a special rate of five thirty-seconds of a penny in the pound upon all  
10 properties within a special rating area constituted for the purpose in accordance with the Local Bodies' Loans Act, 1913: And whereas by an extension of the boundaries of the City of Christchurch portion of the said special rating area containing the said hall and library and  
15 the site thereof was with other portions of the said county added to and is now included within the City of Christchurch as from the thirty-first day of March, nineteen hundred and twenty-three: And whereas by an award dated the twenty-second day of April, nineteen hundred  
20 and twenty-five, under the hand of His Excellency the Governor-General of New Zealand the liability for the said loan of six thousand six hundred pounds and for the interest and sinking fund thereof was apportioned between the City of Christchurch and the County of Waimairi in the proportion therein set forth, being in the proportions of approximately three-fifths to two-fifths respectively; and by the same award the  
25 Christchurch City Council was required to keep an income and expenditure account in connection with the said hall and library and to furnish to the Waimairi County Council annual statements as at the

thirty-first day of March in each and every year ; and the said award further provided that the Waimairi County Council should have representation in like proportion on any Committee of Management for the said memorial hall : And whereas it has been found by the Christchurch City Council to be a more convenient practice to allow the Committee of Management of the said memorial hall heretofore appointed by the said City Council and the said County Council to keep the said income and expenditure account in connection with the said memorial hall and to furnish to the Christchurch City Council annual statements of such account as at the thirty-first day of March in each and every year : And whereas doubts have been expressed as to the legality of the aforesaid practice, and it is desirable that in respect of past transactions of the Christchurch City Council in connection with the said Committee and the said memorial hall should be expressly validated, and that for the future power should be given to the Christchurch City Council to continue the aforesaid practice from time to time : And whereas it is expedient that further provision should be made regarding the Committee of Management of the said memorial hall :

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

Short Title.

1. This Act may be cited as the Papanui Memorial Hall Management Act, 1928.

Constitution of Committee of Management.

2. A Committee of Management to be called the Memorial Hall Committee shall be constituted as follows : The Committee shall consist of ten persons, three of whom shall be appointed by the Christchurch City Council, two by the Waimairi County Council, and five shall be elected by persons resident within the said special area in manner hereinafter described.

Existing Committee to continue in office until new Committee appointed.

3. The Memorial Hall Committee now existing shall hold and continue to hold office until a new Committee shall have been appointed and elected under this Act.

Appointment and election of Committee.

4. (1) The first appointment and election of members of the Memorial Hall Committee shall take place in the month of April, nineteen hundred and twenty-nine, and thereafter an appointment and election shall take place annually in the month of April. Every member appointed or elected under this Act shall remain in office for one year or until his successor has been appointed or elected, as the case may be. An elected member who during his year of office ceases to reside within the said special area shall not be deemed to have retired or to have become incapable of continuing in office as a member of the said Committee, but shall not be capable of being re-elected for a further term. If any member of the Committee shall fail to attend four consecutive meetings of the Committee his office as a member of the Committee may be declared by the Christchurch City Council or the Waimairi County Council to be vacant.

Term of office.

How vacancies to be filled.

(2) Any vacancy occurring by death or resignation of a member or in any other manner shall be filled in the case of an appointed member by the Council by which such member was originally appointed, and in the case of an elected member by an election ; and for such purpose the Chairman of the Memorial Hall Committee shall immediately after the vacancy has been reported to or become known to him call a

meeting of the residents in the special area in the manner set forth in subsection *one* hereof, and shall proceed to an election in manner prescribed in the said subsection, the provisions whereof shall, *mutatis mutandis*, apply to such election.

5 (3) For the purposes of such election the Chairman of the said Committee shall during the month of April in the year nineteen hundred and twenty-nine and in each subsequent year thereafter, by public notice in two newspapers circulating in the said special rating area, call a meeting of the residents in the said area, to be held at the said  
10 memorial hall on a day and hour to be fixed in and by the said notice (not being more than fourteen days after the date of the last publication thereof), for the purpose of electing five elective members of the said Committee for the ensuing year. The said Chairman shall proceed at such meeting to obtain nominations of persons so resident and willing  
15 to accept election. If not more than five persons shall be so nominated he shall declare the same to have been duly elected, and shall forthwith report the result of such election to the Christchurch City Council and the Waimairi County Council. If more than five persons shall be so nominated, the Chairman shall proceed to an election by ballot. The  
20 five persons receiving the greatest number of votes in such ballot shall be declared to have been duly elected, and the Chairman shall report the result of such election to the Christchurch City Council and the Waimairi County Council accordingly.

5. (1) No business shall be transacted at any meeting of the Memorial Hall Committee unless there shall be present at least three-fifths of the whole number of members. Quorum.

(2) The Committee shall elect one of its members to act as its Secretary, who shall take and record minutes of all its proceedings. The Committee shall also elect one of its members to act as Treasurer and one to act as Convenor and as Chairman to preside at all its meetings; in the absence of such Chairman at any meeting the members present may elect one of the members present to preside in his place and during his absence. Appointment of officers.

6. The Memorial Hall Committee may from time to time make, rescind, alter, and revoke regulations for the letting of the memorial hall, for the use of the memorial hall and all property relating thereto, and for securing order and the good behaviour of all persons using the memorial hall and any other rooms and all property pertaining thereto. Regulations.

7. (1) The Memorial Hall Committee shall control the general maintenance and management of the memorial hall, including the letting of the hall, engagement and payment of attendants and caretakers, maintenance and repairs of the building and furniture. Control of hall.

(2) The said Committee shall receive and pay into a bank to be approved by the said Christchurch City Council and Waimairi County Council all moneys received from whatever source in connection with the hall, and shall have power to operate on the said bank account for the purposes of the hall by cheques signed by the Treasurer and any one other member of the Committee, and shall keep an income and expenditure account of all such moneys, and shall furnish on the first  
45 day of April in each year or not later than *one* month thereafter to the Christchurch City Council and to the Waimairi County Council an annual statement in detail of such account as at the thirty-first day of March immediately preceding that date. Banking account.

Manner of dealing with annual surplus or deficiency of account.

(3) The yearly surplus or deficiency of such account (if in excess of fifty pounds) shall be divided or borne, as the case may be, between the Christchurch City Council and the Waimairi County Council, in the proportion of three-fifths to the Christchurch City Council and two-fifths to the Waimairi County Council, such surplus (if any) to be paid into the Loan Sinking Fund Account, the Loan Interest Account, or a separate account. 5

Consent of Christchurch City Council to be obtained before structural alterations are made, or before undertaking extraordinary expenditure, &c.

(4) The Committee shall not make any structural alterations or additions to the memorial hall without the previous consent in writing of the Christchurch City Council, and shall not without the like consent undertake any extraordinary expenditure or enter into any contract involving a liability exceeding fifty pounds in any one year: 10

Christchurch City Council may resume control under certain conditions.

Provided always that the Christchurch City Council may at any time by resolution, whereof fourteen days' previous notice shall have been given to the said Memorial Hall Committee, resume, either permanently or for such period as shall be fixed by such resolution, the duty of receiving and expending the income of and all moneys arising out of the management and out of the use of the said memorial hall, and the said Christchurch City Council shall during all such time as shall be covered by such notice furnish to the Council of the said county an annual statement thereof as on the thirty-first day of March in each year; and after the expiration of the said fourteen days' notice the said Committee shall not be concerned with the receipt or expenditure of the said moneys or any part thereof, and shall forthwith hand over the balance then in the hands of the said Committee and at credit in the said banking account of the Committee to the Christchurch City Council. 15 20 25