

take any proceedings against a co-trustee for any breach or alleged breach of trust committed by such co-trustee.

“(e) The persons appointed as trustees pursuant to this clause shall be substituted for their predecessors.”

(iii) Deleting clause 12 and substituting the following clause:

“12. Power to Apply for Incorporation

The trustees shall be empowered by this deed to apply for incorporation under Part II of the Charitable Trusts Act 1957 under the name ‘The Auckland Maritime Museum Trust Board’ and upon such incorporation the powers conferred upon the trustees shall thereupon be conferred upon them as a trust board.”

(iv) Deleting clause 16 and substituting the following clause:

“16. Alteration of Trusts

It shall be in order for the Auckland Regional Council and the Secretary for Internal Affairs by agreement between them to revoke, vary, or add to any of the provisions of this Deed so long as such revocation, variation, or addition is not inconsistent with the general charitable scope of this Deed.”

(b) Subject to the amendments in paragraph (a) of this subclause the Auckland Maritime Museum trust shall continue in effect.

(2) The liable transaction, namely the endowment of \$2,000,000 by the former Auckland Harbour Board to the trustees of the Auckland Harbour Board Rescue Centre Trust, is hereby rectified as follows:

(a) The Deed of Trust dated 22 December 1988 creating the Auckland Harbour Board Rescue Centre trust is hereby amended by:

(i) Deleting clause 2 and substituting the following clause:

“2. Name of Trust

The Trust created hereby shall be known as ‘The Auckland Harbour Rescue Centre Trust’ (hereinafter referred to as ‘the Trust’).”

(ii) Deleting clause 5 and substituting the following clause:

“5. Trustees

(a) The number of trustees shall be 3 of whom:

Two shall be appointed by the Auckland Regional Council; and

One shall be appointed by the Secretary for Internal Affairs, in each case for terms not exceeding 3 years but every trustee shall be eligible for re-appointment.

“(b) If any trustee shall at any time desire to withdraw and be discharged from the Trust he or she may do so in writing to the Auckland Regional Council or person appointing him or her. Upon giving such notice the trustee so doing shall cease to be a trustee of these presents to all intents and purposes except as to the acts and deeds necessary for the proper vesting of the trust property in the continuing or new trustees or otherwise as the case may require which acts and deeds shall be done and executed at the expense of the Trust Fund.

“(c) The Auckland Regional Council or the Secretary for Internal Affairs may at any time remove a trustee appointed by it or him or her respectively.

“(d) No trustee of these presents shall be liable for any loss not attributable to his or her own dishonesty or to the wilful commission by him or her of an act known to him or her to be a breach of trust; and in particular no trustee shall be bound to take any proceedings against a co-trustee for any breach of alleged breach of trust committed by such co-trustee.

“(e) The persons appointed as trustees pursuant to this clause shall be substituted for their predecessors.”

(iii) Deleting clause 12 and substituting the following clause:

“12. Power to Apply for incorporation

The trustees shall be empowered by this deed to apply for incorporation under Part II of the Charitable Trusts Act 1957 under the name ‘The Auckland Rescue Centre Trust Board’, and upon such incorporation the powers conferred upon the trustees shall thereupon be conferred upon them as a trust board.”

(iv) Deleting clause 16 and substituting the following clause:

“16. Alteration of Trusts

It shall be in order for the Auckland Regional Council and the Secretary for Internal Affairs by agreement between them to revoke, vary, or add to any of the provisions of this Deed so long as such revocation, variation, or addition is not inconsistent with the general charitable scope of this Deed.”

(b) Subject to the amendments in paragraph (a) of this subclause the Auckland Harbour Rescue Centre Trust shall continue in effect.

MARIE SHROFF, Clerk of the Executive Council.

go8662

Revoked by Act

Local Government Act 1974 No. 150. s. 92(3)

The Local Government (Earthquake Dangers) Order 1990

PAUL REEVES, Governor-General

ORDER IN COUNCIL

At Wellington this 30th day of July 1990

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

Pursuant to section 624 (2) of the Local Government Act 1974, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following order.

O r d e r

1. Title and commencement—(1) This order may be cited as the Local Government (Earthquake Dangers) Order 1990.

(2) This order shall come into force on the day after the date of its notification in the *Gazette*.

2. Tararua District Council authorised to exercise powers under section 624 of Local Government Act 1974—The Tararua District Council is hereby declared to be a council to which section 624 of the Local Government Act 1974 applies.

MARIE SHROFF, Clerk of the Executive Council.

Explanatory Note

This note is not part of the order, but it is intended to indicate its general effect.

This order empowers the Tararua District Council to exercise the powers conferred by section 624 of the Local Government Act 1974 in relation to buildings likely to be dangerous in a moderate earthquake.

go8630

National Art Gallery, Museum and War Memorial Act 1972

Appointment to the Board of Trustees, National Art Gallery, Museum and War Memorial

Pursuant to section 5 (e) (vi) of the National Art Gallery, Museum and War Memorial Act 1972, I hereby appoint

Patricia Rosalie Christianson of Pinehaven, Upper Hutt

to be a member of the Board of Trustees of the National Art Gallery, Museum and War Memorial for a term expiring 31 March 1991.